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JOURNAL

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OF THE

PROCEEDINGS OF THE SENATE

OF THE

LEGISLATIVE ASSEMBLY OF OREGON,

FOR THE

SESSION OF 1862.

SALEM, OREGON:
ASAHEL BUSH, STATE PRINTER.

1862.

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JOURNAL OF THE SENATE.

MONDAY, SEPTEMBER 8th, 186².

Pursuant to law, the regular session of the Legislative Assembly of the State of Oregon, commenced this day.

J. C. Peebles, Clerk of the Senate at the last session, called the Senate to order ; whereupon,

On motion, the Hon. Wilson Bowlby, of Washington county, was elected President, *pro tem*.

On motion of Mr. Curl, a committee of three, consisting of Messrs. Curl, Hovey and Grim, was appointed to examine credentials and report the names of those entitled to seats in the Senate.

Richard Barker was appointed Sergeant-at-Arms, *pro tem*.

On motion of Mr. Curl, adjourned to 2 o'clock, P. M.

AFTERNOON SESSION.

Mr. Curl, from committee on credentials, submitted the following report :

We, the committee on credentials, find the following named gentlemen entitled to seats in the Senate, within and for the State of Oregon, on this 8th day of September, 1862, viz : A. G. Hovey, from Benton county ; Bartlett Curl and D. W. Ballard, from Linn county ; J. W. Grim and Wm. Greenwood, from Marion county ; Wilson Bowlby, from Washington, Columbia, Clatsop and Tillamook counties ; Campbell E. Chrisman, from the county of Lane ; J. H. Mitchell, from the county of Multnomah ; Joseph W. Drew, from Coos, Curry and Umpqua ; and Jacob Wagner,

from Jackson county. And we also find the following named gentlemen entitled to seats who held over, viz: Jas. K. Kelly, from Clackamas and Wasco counties; John R. McBride, from Yamhill county; Wm. Taylor, from Polk county; James Monroe, from Lane county; and D. S. Holten, from Josephine county.

Respectfully submitted,

BARTLETT CURL, Chairman.

The roll was then called and the following members found present:

Messrs. Ballard. Bowlby, Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Holton, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner.

The oath of office was then administered to the members elect, by Chester N. Terry, Assistant Secretary of State.

Mr. Holton moved to proceed to a permanent organization. The motion was adopted.

Mr. Hovey nominated Wilson Bowlby, from Washington county, for President of the Senate, and as there was no other nomination made, Mr. Bowlby was unanimously elected *viva voce*.

The Senate then proceeded to the election of a Chief Clerk. Samuel A. Clarke received nine votes; D. S. Payne received four votes.

W. B. Daniels was unanimously elected Assistant Clerk.

Richard A. Barker was elected Sergeant-at-Arms.

Wiley Chapman was elected Enrolling Clerk.

D. M. Fields was elected Door Keeper.

On motion, the Senate adjourned until to-morrow morning at 10 o'clock.

TUESDAY, SEPTEMBER 9, 1862.

Senate met pursuant to adjournment.

Absent: Kelly.

Journal was read and approved.

Messages from the House :

HOUSE OF REPRESENTATIVES,
Monday, September 8, 3 o'clock. }

MR. PRESIDENT: I am directed by the Speaker of the House of Representatives to inform you that the House has organized by the election of Joel Palmer, Speaker; S. T. Church, Chief Clerk; Henry Cummins, Assistant Clerk; Paul Crandall, Enrolling Clerk; H. B. Parker, Sergeant-at-Arms; Joseph Myers, Door Keeper.

S. T. CHURCH, *Chief Clerk.*

MR. PRESIDENT—I am instructed by the Speaker to inform you that the House has adopted the following resolution: H. J. R. No. 2, for the appointment of a joint committee to report rules for the government of the two Houses, and do respectfully ask for your concurrence therein.

S. T. CHURCH, *Chief Clerk.*

MR. PRESIDENT—I am instructed by the Speaker to inform you that the House has adopted the following resolution: H. J. R. No. 3, for the appointment of a joint committee, to wait upon his Excellency, the Governor, to inform him that both Houses are organized, and now ready to receive any communication he may have to make, and would ask your concurrence therein.

The Speaker has appointed as said committee, on the part of the House, Messrs. Dufur, Reed and Watson.

S. T. CHURCH, *Chief Clerk.*

Mr. McBride moved, that H. J. R.'s Nos. 2 and 3 be laid upon the table.

On motion of Mr. Drew, the rules and by-laws of last session were adopted.

On motion of Mr. Hovey, it was

S. R. No. 1: *Resolved*, That the Sergeant-at-Arms is hereby instructed to furnish each member of the Senate four copies of such daily or weekly newspapers, as each member may select, during the session.

On motion of Mr. McBride, H. J. R.'s Nos. 2 and 3 were concurred in.

Messrs. McBride, Drew and Curl were appointed joint com-

mittee, on part of the Senate, to wait upon the Governor and announce to him that both Houses are permanently organized.

Mr. Mitchell offered the following resolution :

S. R. No. 2 : *Resolved by the Senate of the State of Oregon, That the Secretary of State be, and he is hereby, instructed to furnish each member of the Senate with a copy of the Senate Journal of last session, and also a copy of the session laws of 1860.*

The President announced the following standing committees :

On the Judiciary—Messrs. Mitchell, McBride and Kelly.

On Ways and Means—Messrs. Drew, Hovey and Fitzhugh.

On Elections—Messrs. Ballard, Grim and Munroe.

On Claims—Messrs. McBride, Chrisman and Taylor.

On Corporations—Messrs. Mitchell, Drew and Wagner.

On Counties—Messrs. Hovey, Kelly and Curl.

On Military Affairs—Messrs. Kelly, Greenwood and Ballard.

On Commerce—Messrs. Drew, Mitchell and Grim.

On Roads and Highways—Messrs. Greenwood, Taylor, Hovey.

On Public Lands—Messrs. Grim, Ballard and Fitzhugh.

On Education—Messrs. Hovey, Curl and Chrisman.

On Engrossed Bills—Messrs. Wagner, Munroe and Holton.

On motion of Mr. Hovey, the Senators present subscribed to the oath as prescribed in the Constitution.

Mr. McBride, from the Committee to wait on the Governor, reported that he would deliver his Message to the Senate, at 10 o'clock to-morrow morning.

On motion of Mr. Curl, the report was received and the Committee discharged.

Messrs. Curl, Mitchell and Taylor were appointed on the joint committee to report rules for the government of both Houses.

Adjourned until 2 o'clock P. M., upon motion of Mr. Mitchell.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

Absent—Mr. Kelly.

Mr. McBride offered resolutions supporting the Government and expressing attachment to the Union :

S. J. R. No. 1 : WHEREAS, There is now in progress a wicked and armed rebellion against the Federal Union, seeking its overthrow and dismemberment, and,

Whereas, Those engaged in this revolutionary and treasonable movement, claim that the several States possess the Constitutional and legal right to secede from the Union and inaugurate a new government, including the resulting right to support such organization by force of arms, and,

Whereas, The people of the State of Oregon, citizens of the United States, have a vital and paramount interest in the preservation of our benificent system of free government, and the perpetuity of the Federal Union as its basis ; Therefore, be it

Resolved, by the Legislative Assembly of the State of Oregon. That we have a firm and unalterable attachment and devotion to the American Union ; that it is a binding and perpetual connection between the States composing it ; that the alledged right of secession urged by those resisting Federal authority has no existence ; is a doctrine alike unfounded in the Constitution and fatal to all good government ; and we brand it as a political heresy, cherished only by traitors and their sympathizers.

Resolved, That the rebellion is an unjustifiable, inexcusable and wicked attempt—the result of a base conspiracy long since entered into by ambitious enemies of our republican institutions—to overthrow our glorious Union, and the noble form of free government which it supports ; and that those who justify or apologize for its treason are false to their Government, and traitors to the cause of humanity throughout the world ; and that this infamous revolt should be suppressed by the use of every means necessary to effect that object.

Resolved, That as the Federal Union is the basis of all our prosperity and character, as a nation, we will support the Executive of the Government in every effort “to preserve, protect and defend” it, and take care that the laws be faithfully executed, and that all attempts to embarrass the Administration by assaults, or captious criticism upon its policy, should be regarded as unpatriotic, and having a direct tendency to aid the traitors now fighting against the Government.

Resolved, That the war against the rebellion should be prosecuted for the sake of preserving the Union, and not to subserve any mere partizan purposes, whatever, and to this end, while we insist that an assault upon the peculiar institutions of the rebellious States was never any part of the purpose of the Government, in its efforts to maintain its authority, we deny that slavery shall be permitted to stand between the loyal American citizen and the preservation of the Government ; “that the paramount object in this struggle is to save the Union, and not to save or destroy

slavery : " and that we pledge the people of Oregon to sustain the Federal authority, in any lawful action, in reference thereto, which has for its purpose and result the maintenance and perpetuity of the Union.

Resolved, That the weak and wicked scheme of the Pacific Confederacy, concocted and cherished by secession sympathizers and agents, meets the emphatic condemnation of the people of Oregon, and we denounce it as a development of treason, favored by no man who has intelligence and patriotism.

Resolved, That the practical issue of the times demands that patriots cease to cavil or discuss the partizan questions of the past; that all who desire the perpetuity of our free system of government, shall unite in one common, practical, fraternal, effort to support the national Executive, in his endeavors to subdue the present causeless and wicked revolt against the best and wisest government ever devised by man, until the end shall be accomplished, whatever of time or sacrifice its consummation may demand.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrismar, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

Absent—Mr. Kelly.

So the resolutions were adopted.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 9.

MR. PRESIDENT : I am directed to inform you that the House has adopted the following resolution, H. J. R. No. 4, which is herewith transmitted.

S. T. CHURCH, *Chief Clerk*.

H. J. R. No. 4 : Inviting the Senate to meet the House in Joint Convention, Thursday, Sept. 11, at 10 o'clock, A. M., for the purpose of electing United States Senator, to fill vacancy,
Was concurred in.

Senate adjourned to 9:30 A. M. to-morrow.

WEDNESDAY, SEPTEMBER 10, 1862.

Senate met pursuant to adjournment.

Absent—Mr. Kelly.

Messages from the House :

HOUSE REPRESENTATIVES, Sept. 9.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has adopted the accompanying resolution H. R. No. 6, which is herewith transmitted, and would respectfully ask your concurrence.

S. T. CHURCH, *Chief Clerk*.

HOUSE REPRESENTATIVES, Sept. 9.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has unanimously concurred in S. J. R. No. 1, which is herewith returned.

S. T. CHURCH, *Chief Clerk*.

HOUSE REPRESENTATIVES, Sept. 9.

MR. PRESIDENT : I am directed by the Speaker of the House of Representatives to transmit to the Senate the accompanying Report of the State Treasurer, and to inform you that the House has ordered 500 copies to be printed.

S. T. CHURCH, *Chief Clerk*.

The Report of the State Treasurer was received, and,

On motion of Mr. Drew, the reading was suspended, and five hundred copies ordered to be printed for the use of the Senate.

The Governor's Message was brought in by his Private Secretary, C. N. Terry, and read by the Clerk.

Mr. Munroe moved to have five hundred copies printed, for the use of the Senate,

Which was carried.

On motion of Mr. Hovey, reconsidered the motion to print.

On motion of Mr. McBride, the Message was laid on the table, and 1,000 copies ordered printed.

The invitation extended by the House, in H. R. No. 6, for the Senate to meet with them at 11 o'clock, "to attend the opening and publication" of the vote given in the State for Governor, at the late election, was accepted.

S. J.—2

Mr. Mitchell offered the following resolution :

WHEREAS, Doubts may arise as to the Constitutionality of the election of officers, of the Senate, on the 8th inst., therefore be it
S. R. No. 3, *Resolved*, That the election of officers of the Senate, elected on the 8th inst., is hereby ratified and confirmed.

On motion of Mr. Hovey, the resolution was laid upon the table.

Members of the Senate repaired to the Hall of Representatives, as per invitation.

After witnessing the canvass of votes, the Senate again assembled, and then

Adjourned, until 1:30 o'clock, P. M.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

Absent—Kelly.

On motion of Mr. Holton, S. R. No. 3, was taken from the table, and was carried.

On motion, the Senate adjourned until 9 o'clock to-morrow morning, and members joined the House, proceeding to the M. E. Church, for the purpose of hearing the Governor's Inaugural Address.

THURSDAY, SEPTEMBER, 11, 1862.

Senate met as per adjournment.

Absent—Kelly.

On motion of Mr. Mitchell, 100 copies of the Standing Committees of the Senate were ordered to be printed.

Mr. Curl, Chairman of the Committee on Joint Rules, made the following report :

MR. PRESIDENT : The Committee appointed, to act with a like Committee from the House to draft and report Joint Rules for

the government of both Houses the present session, would respectfully report, that we have conferred with said House Committee, and ask leave to report the Joint Rules of last session, without amendment, and would recommend their adoption.

BARTLETT CURL,
Chairman Committee on part of Senate.

JOINT RULES.

1. While Bills, or Joint Resolutions, are on their passage between the two Houses, they shall be on paper, under the signature of their Clerks respectively.

2. After a Bill, or Joint Resolution, shall have passed both Houses, it shall be duly enrolled, on paper, and the Clerk of the House where it originated, shall endorse on the back thereof, the House in which it originated, under which he shall place his signature.

3. Every Bill or Joint Resolution, after being enrolled, shall be examined by the Joint Committee on Enrolled Bills, consisting of at least two members from each House, who shall compare the same with the Engrossed Bills, and correct any errors they may discover, so as to make it agree therewith, and make their report forthwith to their respective Houses.

4. Every Bill or Joint Resolution reported to have been duly enrolled, shall be first signed by the Speaker of the House of Representatives, who shall send the same to the Senate, then by the President of the Senate.

5. All Bills and Joint Resolutions shall be signed by the Speaker of the House of Representatives and the President of the Senate in their Houses respectively, when in session, which shall be carefully noted on the Journals of each House.

6. When any paper or papers, proper to be acted upon by both Houses, shall come before either, the House before which such paper or papers are laid, shall, after acting thereupon, lay it or them before the other House.

7. In case of disagreement between the two Houses, after passing the usual formalities, each House shall appoint, at the request of the other, two member to act as a Committee of Conference, which Committee shall meet, endeavor to compromise the matter in dispute, and report to each House their proceedings thereon.

8. In all cases where the Sergeant-at-Arms of either House, by reason of official engagements, or other causes, be unable to execute the commands or process of the House of which he is an officer, it shall be the duty of the Sergeant-at-Arms of the other

House to execute such commands, together with such process as may be directed to him by the presiding officer thereof.

9. When a message is sent to the Senate or House of Representatives, it shall be announced at the door by the Sergeant-at-Arms or Door-Keeper, and shall be respectfully communicated to the Chair by the person by whom sent.

10. Messages shall be sent by such officers of the Senate or House as the President of the Senate or the Speaker of the House of Representatives may designate for that purpose.

11. No Bill which shall have passed one House, shall be sent for concurrence of the other on either of the last two days of the session.

12. The President of the Senate and the Speaker of the House shall cause the Clerk of each House to number the Bills and Resolutions originating in their respective Houses.

On motion of Mr. McBride, report was accepted ; the reading of the Rules was suspended, and they were adopted.

On motion of Mr. Drew 100 copies, each, of the Rules of the Senate and Joint Rules were ordered printed.

RULES OF THE SENATE.

1. The President shall take Chair precisely at the hour to which the Senate shall have previously adjourned, and, on the appearance of a quorum, shall call the Senate to order, and cause the Journal of the preceding day to be read ; but a smaller number may adjourn from day to day, compel the attendance of absent members, and have the names of the absentees entered upon the Journal.

2. It shall be the duty of the President to preserve order, and may speak on all questions of order in preference to any other member, rising from his seat for that purpose, and shall decide on all questions of order, subject to an appeal to the Senate.

3. The question shall be put in this form : As many as are of opinion (as the case may be), say *aye* ; of the contrary opinion say *no* ; and in doubtful cases the President may direct, or any member may call for a division.

4. Twelve Standing Committees, to consist of three members each, shall be appointed at the commencement of the session, viz : A Committee on the Judiciary ; a Committee on Ways and Means ; a Committee on Elections ; a Committee on Claims ; a Committee on Corporations ; a Committee on Counties ; a Committee on Military Affairs ; a Committee on Commerce ; a Com-

mittee on Education ; a Committee on Engrossed Bills ; a Committee on Roads and Highways, and a Committee on Public Lands. All Committees shall be appointed by the President, unless otherwise desired by the Senate, in which case they shall be appointed by ballot.

5. Every member, when a question is taken, shall vote, unless the Senate, for special reason, shall excuse him.

6. Every motion shall be reduced to writing, if the President or any member require it.

7. A motion to adjourn shall always be in order, unless a member is speaking, and shall be decided without debate ; and no member shall leave his seat after a question of adjournment is put, until the same shall be declared to be a vote by the President.

8. When a member is about to speak, he shall rise and respectfully address himself to the President, and when a member is speaking, no member shall pass between him and the Chair.

9. The President shall preserve decorum, and if any member transgress the Rules of the Senate, the President shall, or any member may, call to order, in which case the member called to order shall immediately sit down, unless permitted to explain, and the Senate shall, if appealed to, decide the case.

10. No member shall speak more than twice on any one question without leave of the Senate.

11. When a motion is made and seconded, it shall be stated by the President, or, being in writing, it shall be handed to the Chair, and read aloud by the President or Clerk before debated.

12. After a motion is stated by the President, or read aloud by the Clerk, it shall be deemed to be in possession of the Senate, but may be withdrawn at any time before a decision or amendment, by consent of the Senate.

13. While a question is before the Senate, no motion shall be received, unless to lie on the table, for amendment, for the previous question, or for postponing the main question, or to commit, or adjourn.

14. The previous question shall be put in these words : " Shall the main question be now put ? " It shall be admitted only on the demand of two members, and sustained by a majority of the Senate, and, until decided, shall preclude all amendment.

15. Any member may call for a division of the question when the same shall admit of it.

16. No committee shall sit during the sitting of the Senate, without special leave.

17. The first reading of a bill shall be for information, and if objection be made to it, the question shall be : " Shall the bill be rejected ? " If no objection be made, or if the question to reject, be lost, the bill shall go to its second reading, without a question ;

and the Clerk, upon the first reading, is hereby directed to have one hundred copies of each bill printed.

18. Upon the second reading of a bill, the President shall state: "It is ready for commitment or engrossment;" and if committed, then the question shall be: "Whether to a Standing or Select Committee, or Committee of the Whole;" but if the bill be ordered to be engrossed, the Senate shall appoint a day to be read a third time.

19. A bill, after commitment or report thereof, may be re-committed at any time before its passage.

20. In forming a committee of the whole, the President shall leave the Chair, and may appoint any member as Chairman to preside.

21. The President may, at any time, leave the Chair, and call any member of the Senate thereto, who shall be President for the time being; and the President shall at pleasure resume the Chair.

22. When any motion is made for amendment of any Bill or Resolution, the mover's name shall be inserted in the Journal.

23. The rules of the proceedings of the Senate shall be observed in the Committee of the Whole, so far as they may be applicable.

24. No member shall be permitted to vote on any subject in which he has a direct pecuniary interest.

25. No member shall call for the yeas and nays on any vote after the same shall have been declared to be a vote by the President.

26. When any Petition, Memorial or Remonstrance is presented to the Senate, the person presenting the same shall give a concise statement of the purport thereof, and it shall be disposed of according to its character, without reading, unless the reading thereof is required by two members.

27. No Bill shall pass the Senate until a third reading, nor shall any Bill be read more than once in one day, unless otherwise directed by the Senate.

28. If two or more members happen to rise at once, the President shall name the person who is to speak first.

29. No Standing Rule of the Senate shall be revised or amended without one day's notice being given thereof.

30. No member shall absent himself from the service of the Senate without leave is first obtained; and in case a less number than a quorum of the Senate shall convene, they are hereby authorized to send the Sergeant-at-Arms, or any person or persons by them authorized, for any absent member or members, as a majority of such members present shall agree, at the expense of such absent member or members, respectively, unless such excuse

for non-attendance shall be made as the Senate, when a quorum is convened, shall deem sufficient.

31. It shall be the duty of the Sergeant-at-Arms to keep order in the lobby, and to obey orders of the Senate from time to time.

32. It shall be the duty of the Chief Clerk to keep an exact Journal of the proceedings of the Senate, and he shall, from time to time, be subject to such farther orders as the Senate may direct.

33. No persons except the members of the House of Representatives, the Clerk, the Governor, the Secretary of State, Judges of the Supreme and Circuit Courts, Attorney General, and members of Congress, shall be admitted within the Bar of the Senate during the sittings of the same, unless invited by a member.

34. Any member voting in the minority, on any question, and protesting against the vote of the Senate, may have his protest entered on the Journal, if the language and tenor of such protest would have been admissible in the discussion of the subject.

35. The following method shall be the order or rule of doing business in the Senate, to-wit :

1. Petitions, Memorials and Remonstrances.
2. Reports from Standing Committees.
3. Reports from Select Committees.
4. Propositions and Motions.
5. Reading of Bills, &c.
6. Engrossed Bills read a third time.
7. Bills, Reports, and other business lying on the table.
8. Bills, and other business from the House.
9. Other business of the Senate.
10. The orders of the day.

On motion of Mr. Hovey, the following resolution was adopted:

S. R. No. 4 : *Resolved*, That a Special Committee of five members, to be styled a "Committee on Federal Relations," be appointed by the President.

Messrs. Hovey, Drew, Ballard, Fitzhugh and McBride, were appointed upon said Committee.

Mr. McBride offered the following resolution :

S. R. No. 5 : *Resolved*, That the Committee on Military Affairs be directed to inquire into, and report to this body, as to the expediency of memorializing the Federal Government, in favor of the establishment of a Military Post in the vicinity of the Klam-

ath Lake, and the negotiation of a treaty with the Indians of that section of the State of Oregon.

On motion, the resolution was adopted.

At 10 o'clock, Senate met the House in Joint Convention, to elect United States Senator.

After the Convention adjourned the Senate, met and adjourned, until 1:45, P. M.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

At 2 o'clock, met the House again in Joint Convention.

After the Convention, again met, and adjourned until 9:30 o'clock, A. M., to-morrow morning.

JOINT CONVENTION.

The Convention was called to order by the President of the Senate, and proceeded to the election of United States Senator.

Mr. Simpson nominated B. F. Harding.

Mr. Smith nominated G. H. Williams.

Mr. Hemenway nominated E. L. Applegate.

Mr. Wagner nominated O. Jacobs.

Mr. Wasserman nominated Thos. H. Pearne.

Mr. Humason nominated Jas. H. Wilbur.

Mr. Conyers nominated A. Holbrook.

Mr. Minto nominated H. L. Preston.

Upon the roll being called, the members voted as follows:

First Ballot—For Mr. Harding, Messrs. Greenwood, Grim, Taylor, Humason, Moores, Richardson, Simpson—7.

For Mr. Williams, Messrs. Chrisman, Curl, Brown, Collard, Smith, Witham, Watson—7.

For Mr. Matlock, Mr. Kearns—1.

There being no choice, the Convention proceeded to a second ballot.

Second Ballot—For B. F. Harding, Messrs. Greenwood, Grim, Taylor, Humason, Minto, Moores, Richardson, Reed, Simpson—9.

For T. H. Pearne, Messrs. Mitchell, Dufur, Engle, Kerns, McCully, McCoy, Ramsby, Wasserman, Mr. Speaker, Mr. President—10.

For Geo. H. Williams, Messrs. Chrisman, Brown, Collard, Smith—4.

For E. L. Applegate, Messrs. Ballard, Curl, Hovey, McBride, Applegate, Blair, Cummins, Gillette, Hemenway, McClure, Stevenson, Wilkins, Witham—13.

For O. Jacobs, Messrs. Wagner, Van Dyke, Wilson—3.

For A. Holbrook, Mr. Conyers—1.

For R. F. Maury, Messrs. Drew, Holton, Haines, Mallory—4.

For J. H. Wilbur, Mr. Watson—1.

For J. Whiteaker, Messrs. Monroe, Fay—2.

Blank, Mr. Fitzhugh—1.

There being no choice, the Convention proceeded to the third ballot.

Third Ballot—For B. F. Harding, Messrs. Greenwood, Grim, Taylor, Humason, Minto, Moores, Richardson, Reed, Simpson—9.

For T. H. Pearne, Messrs. Mitchell, Conyers, Dufur, Engle, Kerns, McCully, McCoy, Ramsby, Wasserman, Mr. Speaker, Mr. President—11.

For G. H. Williams, Messrs. Chrisman, Curl, Brown, Collard, Smith, Witham, Watson—7.

For E. L. Applegate, Messrs. Ballard, Hovey, McBride, Wagner, Applegate, Blair, Cummins, Gillette, Hemenway, McClure, Stevenson, Wilkins, Wilson—13.

For O. Jacobs, Mr. Van Dyke—1.

For R. F. Maury, Messrs. Drew, Holton, Haines, Mallory—4.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

There being no choice, the Convention proceeded to the fourth ballot.

Fourth Ballot—For B. F. Harding, Messrs. Greenwood, Grim, Blair, Humason, Minto, Moores, Richardson, Reed, Simpson—9.

For T. H. Pearne, Messrs. Mitchell, Dufur, Engle, Kerns, McS. J.—3

Cully, McCoy, Ramsby, Wasserman, Mr. Speaker, Mr. President—10.

For G. H. Williams, Messrs. Chrisman, Curl, Taylor, Brown, Collard, Smith, Witham, Watson—8.

For E. L. Applegate, Messrs. Ballard, Hovey, McBride, Applegate, Cummins, Gillette, Hemenway, McClure, Stevenson, Wilson, Wilkins—11.

For O. Jacobs, Messrs. Wagner, Haines, Van Dyke—3.

For R. F. Maury, Messrs. Drew, Holton, Mallory—3.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

For A. Holbrook, Mr. Conyers—1.

Mr. Holton moved to adjourn until to-morrow. Lost.

Mr. Ballard moved to adjourn until 2 o'clock, p. m. Lost.

There being no choice, the Convention proceeded to the fifth ballot.

Fifth Ballot—For B. F. Harding, Messrs. Greenwood, Grim Blair, Humason, Minto, Moores, Richardson, Reed, Simpson—9.

For G. H. Williams, Messrs. Chrisman, Curl, Taylor, Brown, Collard, Kerns, Smith, Witham, Watson—9.

For E. L. Applegate, Messrs. Ballard, Hovey, McBride, Wagner, Applegate, Conyers, Cummins, Gillette, Hemenway, McClure, Stevenson, Van Dyke, Wilkins, Wilson—14.

For Thos. H. Pearne, Messrs. Mitchell, Dufur, Engle, McCully, McCoy, Ramsby, Wasserman, Mr. Speaker, Mr. President—9.

For R. F. Maury, Messrs. Drew, Holton, Haines, Mallory—4.

For John Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

There being no choice, the Convention proceeded to the sixth ballot.

Sixth Ballot—For B. F. Harding, Messrs. Drew, Greenwood, Grim, Holton, Humason, Minto, Moores, Richardson, Reed, Simpson—10.

For T. H. Pearne, Messrs. Mitchell, Conyers, Dufur, Engle, Kerns, McCully, Ramsby, Wasserman, Mr. Speaker, Mr. President—10.

For G. H. Williams, Messrs. Chrisman, Taylor, Brown, Col-lard, Haines, Mallory, Smith, Watson—8.

For E. L. Applegate, Messrs. Hovey, McBride, Wagner, Ap-plegate, Blair, Cummins, Gillette, Hemenway, McClure, Steven-son, Wilkins, Witham—12.

For O. Jacobs, Messrs. Curl, Van Dyke, Wilson—3.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

For W. T. Matlock, Messrs. Ballard, McCoy—2.

There being no choice, the Convention proceeded to the Seventh ballot.

Seventh Ballot—For B. F. Harding, Messrs. Drew, Greenwood, Grim, Holton, Blair, Cummins, Humason, Minto, Moores, Rich-ardson, Reed, Simpson—12.

For G. H. Williams, Messrs. Chrisman, Taylor, Brown, Col-lard, Haines, Mallory, Smith, Witham, Watson—9.

For E. L. Applegate, Messrs. Applegate, Hemenway, Mc-Clure—3.

For T. H. Pearne, Messrs. Mitchell, Conyers, Dufur, Engle, Kerns, McCully, Ramsby, Wasserman, Wilkins, Mr. Speaker, Mr. President—11.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

For O. Jacobs, Messrs. Hovey, Wagner, Stevenson, Van Dyke, Wilson—5.

For W. T. Matlock, Messrs. Ballard, Curl, McBride, Mc-Coy—4.

For A. Holbrook, Mr. Gillette—1.

On motion of Mr. Mitchell, Convention adjourned until 2 o'clock, P. M.

AFTERNOON SESSION.

The Convention met, and was called to order by the President of the Senate.

Absent—Messrs. Kelly and Wilcox.

The Convention then proceeded to the eighth ballot.

Eighth Ballot—For E. L. Applegate, Messrs. Ballard, McBride, Applegate, Hemenway, Stevenson, Van Dyke, Witham, Wilson, Watson, Hovey, Wagner, Blair, Cummins, Gillette, Haines, Kerns, McClure, McCoy—18.

For G. H. Williams, Messrs. Chrisman, Curl, Holton, Brown, Collard, Mallory, Smith—7.

For B. F. Harding, Messrs. Drew, Greenwood, Grim, Taylor, Humason, Minto, Moores, Richardson, Reed, Simpson—10.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

For T. H. Pearne, Messrs. Mitchell, Conyers, Dufur, Engle, McCully, Ramsby, Wasserman, Wilkins, Mr. Speaker, Mr. President—10.

Mr. Hemenway withdrew the name of E. L. Applegate for the present.

Mr. Stevenson nominated Jesse Applegate.

The Convention then proceeded to the ninth ballot.

Ninth Ballot—For Matlock, Messrs. Ballard, McBride, McCoy, Ramsby—4.

For G. H. Williams, Messrs. Chrisman, Holton, Collard, Haines, Hemenway, Kerns, Mallory, Smith, Witham, Watson—10.

For Jesse Applegate, Messrs. Curl, Drew, Holton, Hovey, Wagner, Applegate, Gillette, Stevenson, Van Dyke, Wilson—9.

For John Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

For B. F. Harding, Messrs. Greenwood, Grim, Taylor, Blair, Brown, Cummins, Humason, McClure, Minto, Moores, Richardson, Reed, Simpson—13.

For T. H. Pearne, Messrs. Mitchell, Conyers, Dufur, Engle, McCully, Wasserman, Wilkins, Mr. Speaker, Mr. President—9.

The being no choice, the Convention proceeded to the tenth ballot.

Tenth Ballot—For W. T. Matlock, Messrs. Ballard, McBride—2.

For G. H. Williams, Messrs. Chrisman, Holton, Brown, Collard, Haines, Hemenway, Kerns, Mallory, Smith, Van Dyke, Witham, Watson—12.

For Jesse Applegate, Messrs. Curl, Drew, Hovey, Wagner, Applegate, Gillette, McCoy, Stevenson, Wilson—9.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

For B. F. Harding, Messrs. Greenwood, Grim, Taylor, Blair, Cummins, Humason, McClure, Minto, Moores, Richardson, Reed, Simpson—12.

For T. H. Pearne, Messrs. Mitchell, Conyers, Dufur, Engle, McCully, Ramsby, Wasserman, Wilkins, Mr. Speaker, Mr. President—10.

There being no choice, Convention proceeded to the eleventh ballot.

Eleventh Ballot—For W. T. Matlock, Messrs. Ballard, McBride—2.

For G. H. Williams, Messrs. Chrisman, Curl, Brown, Collard, Dufur, Humason, Haines, Hemenway, Kerns, Mallory, Smith, Van Dyke, Witham, Watson, Mr. Speaker—15.

For Jesse Applegate, Messrs. Drew, Hovey, Mitchell, Wagner, Applegate, Conyers, Gillette, Minto, Stevenson, Wilson—10.

For J. Whiteaker, Messrs. Munroe, Fitzhugh, Fay—3.

For B. F. Harding, Messrs. Greenwood, Grim, Holton, Taylor, Blair, Cummins, McClure, Moores, Richardson, Reed, Simpson, Wilkins—12.

For O. Jacobs, Mr. Engle—1.

For T. H. Pearne, Messrs. McCully, McCoy, Ramsby, Wasserman, Mr. President—5.

There being no choice, the Convention proceeded to the twelfth ballot.

Twelfth Ballot—For W. T. Matlock, Messrs. Ballard, McBride, Ramsby, Wagner—4.

For G. H. Williams, Messrs. Chrisman, Holton, Brown, Collard, Humason, Haines, Hemenway, Kerns, Mallory, Smith, Van Dyke, Witham, Watson, Mr. Speaker—14.

For B. Harding, Messrs. Greenwood, Grim, Taylor, Blair, Cummins, McClure, Moores, Richardson, Reed, Simpson—11.

For Jesse Applegate, Messrs. Drew, Hovey, Applegate, Conyers, Engle, Gillette, Stevenson, Wilson—8.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

For T. H. Pearne, Messrs. Mitchell, Dufur, McCully, McCoy, Wasserman, Wilkins—6.

For H. L. Preston, Mr. Minto—1.

For O. Jacobs, Mr. President—1.

Mr. Stevenson here withdrew the name of Jesse Applegate.

Mr. Gillette nominated James Taylor.

• The Convention then proceeded to the thirteenth ballot.

Thirteenth Ballot—For W. T. Matlock, Messrs. Ballard, Hovey, McBride, McCoy—4.

For G. H. Williams, Messrs. Chrisman, Curl, Holton, Brown, Collard, Hemenway, Smith, Wasserman, Wilkins, Witham, Watson, Mr. Speaker—13.

For B. F. Harding, Messrs. Drew, Greenwood, Grim, Taylor, Blair, Cummins, McClure, Moores, Richardson, Reed, Simpson—11.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

For T. H. Pearne, Messrs. Mitchell, Conyers, Dufur, Kerns—4.

For O. Jacobs, Messrs. Wagner, Applegate, Engle, Haines, Ramsby, Van Dyke, Mr. President—7.

For J. Taylor, Messrs. Gillette, Humason, Stevenson, Wilson—4.

For H. L. Preston, Mr. Minto—1.

Mr. Holton put in nomination W. H. Watkins.

Mr. Humason nominated J. S. Ruckles.

The Convention then proceeded to the fourteenth ballot,

Fourteenth Ballot—For W. T. Matlock, Messrs. Ballard, McBride—2.

For G. H. Williams, Messrs. Chrisman, Curl, Brown, Collard, Mallory, Smith, Wasserman, Wilkins, Witham, Watson—10.

For B. F. Harding, Messrs. Drew, Greenwood, Grim, Taylor, Blair, Cummins, Moores, Richardson, Reed, Simpson—10.

For W. H. Watkins, Messrs. Holton, Hovey, Engle—3.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

For T. H. Pearne, Messrs. Mitchell, Conyers, McClure, Minto, McCully, Dufur, Kerns—7.

For O. Jacobs, Messrs. Wagner, Applegate, Haines, Hemen-

way, McCoy, Ramsby, Stevenson, Van Dyke, Wilson, Mr. Speaker, Mr. President—11.

For James Taylor, Mr. Gillette—1.

For J. S. Ruckles, Mr. Humason—1.

The Convention then proceeded to the fifteenth ballot.

Fifteenth Ballot—For W. T. Matlock, Messrs. Ballard, McBride—2.

For B. F. Harding, Messrs. Chrisman, Curl, Drew, Greenwood, Grim, Taylor, Blair, Brown, Humason, Cummins, McClure, Minto, Moores, Richardson, Reed, Simpson—16.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

For W. H. Watkins, Mr. Holton—1.

For O. Jacobs, Messrs. Hovey, Wagner, Applegate, Engle, Gillette, Haines, Kerns, Humason, McCoy, Ramsby, Stevenson, Van Dyke, Wilkins, Wilson, Mr. Speaker, Mr. President—16.

For T. H. Pearne, Messrs. Mitchell, Dufur, McCully, Waserman—4.

For G. H. Williams, Messrs. Collard, Conyers, Mallory, Smith, Witham, Watson—6.

Mr. Minto moved to adjourn until to-morrow, 2 p. m. Lost.

The Convention then proceeded to the sixteenth ballot.

Sixteenth Ballot—For O. Jacobs, Messrs. Ballard, Curl, Hovey, Wagner, Applegate, Conyers, Engle, Gillette, Haines, Hemenway, Kerns, McCully, McCoy, Ramsby, Stevenson, Van Dyke, Waserman, Wilkins, Witham, Wilson, Watson, Mr. Speaker, Mr. President—23.

For B. F. Harding, Messrs. Chrisman, Drew, Greenwood, Grim, Taylor, Blair, Cummins, Humason, Mallory, McClure, Minto, Moores, Richardson, Reed, Simpson—15.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

For Geo. H. Williams, Messrs. Mitchell, Brown, Collard, Smith—5.

For W. T. Matlock, Mr. McBride—1.

For T. H. Pearne, Mr. Dufur—1.

On motion of Mr. Simpson, the Convention adjourned until 10 o'clock, A. M., to-morrow.

FRIDAY, SEPTEMBER 12, 1862.

Senate met as per adjournment.

Absent—Kelly.

Mr. Mitchell offered the following resolution :

WHEREAS, Rich and extensive gold fields are being developed east of the Cascade Mountains, in the State of Oregon, and Washington Territory ; Therefore, be it

S. R. No. 6 : *Resolved*, That the Committee on Federal Relations be, and they are hereby, instructed to inquire into the expediency of memorializing Congress for the establishment of a Branch of the United States Mint, at Portland, Oregon.

The resolution was adopted.

Mr. Holton offered the following resolution :

S. J. R. No. 2 : *Resolved*, That our Senators and Representatives in Congress are hereby instructed to use the influence to establish a mail line, commencing at Jacksonville, Jackson county, Oregon, running *via* Kirbyville and Waldo, in Josephine county, to Crescent City, Del Norte county, California ; the mail to be carried tri-weekly, in a two-horse hack.

The yeas and nays were demanded, and resulted as follow :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner, Mr. President—15.

Nays—None.

Mr. Holton offered the following resolution :

S. R. No. 7 : *Resolved*, That the Judiciary Committee are instructed to report a Bill, authorizing the Sergeant-at-Arms to furnish each member and officer of this Senate with \$2 50 worth of postage stamps.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Drew, Holton, Hovey, Munroe, Mitchell, Taylor, Wagner—7.

Nays—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, McBride, Mr. President—8.

Absent—Mr. Kelly.

So the resolution was lost.

The Senate then proceeded to the House to meet in Joint Convention, for the election of United States Senator.

JOINT CONVENTION.

The Convention was then called to order by the President of the Senate.

On motion of Mr. Holton, the reading of the Minutes was dispensed with.

Mr. Humason offered the following resolution :

Resolved, That hereafter, in voting for United States Senator, each member shall rise to his feet, and distinctly announce for whom he votes, when his name is called.

On motion of Mr. Mitchell, laid on the table.

The Convention then proceeded to the seventeenth ballot.

Seventeenth Ballot—For B. F. Harding, Messrs. Drew, Greenwood, Grim, Taylor, Blair, Cummins, Moores, Richardson, Reed, Simpson—10.

For G. H. Williams, Messrs. Chrisman, Curl, Brown, Collard, Humason, Mallory, Smith, Witham, Watson—9.

For O. Jacobs, Messrs. Holton, Hovey, Wagner, Applegate, Gillette, Haines, McClure, Stevenson, Van Dyke, Wilkins, Wilson, Hemenway—12.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

For T. H. Pearne, Messrs. Mitchell, Conyers, Dufur, Engle, Kerns, McCully, McCoy, Ramsby, Wasserman, Mr. Speaker, Mr. President—11.

For W. T. Matlock, Messrs. Ballard, McBride—2.

For H. L. Preston, Mr. Minto—1.

S. J.—4

The Convention then proceeded to the eighteenth ballot.

Eighteenth Ballot—For W. T. Matlock, Messrs. Ballard, McBride—2.

For G. H. Williams, Messrs. Chrisman, Curl, Blair, Brown, Collard, Humason, Mallory, Smith, Witham, Watson—10.

For B. F. Harding, Messrs. Drew, Greenwood, Grim, Holton, Taylor, Cummins, Moores, Richardson, Reed, Simpson—10.

For T. H. Pearne, Messrs. Mitchell, Conyers, Dufur, Engle, Kerns, McCully, McCoy, Ramsby, Wasserman, Mr. Speaker, Mr. President—11.

For O. Jacobs, Messrs. Wagner, Applegate, Gillette, Haines, McClure, Stevenson, Van Dyke, Wilson—8.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

For H. L. Preston, Mr. Minto—1.

Blank—Messrs. Hovey, Hemenway, Wilkins—3.

There being no choice, the Convention proceeded to the nineteenth ballot.

Mr. Holton nominated W. H. Watkins.

Mr. Van Dyke withdrew the name of O. Jacobs, for the present.

Nineteenth Ballot—For B. F. Harding, Messrs. Drew, Greenwood, Grim, Taylor, Cummins, Moores, Richardson, Reed, Simpson—9.

For G. H. Williams, Messrs. Chrisman, Curl, Blair, Brown, Collard, Humason, Kerns, Mallory, Smith, Witham, Watson—11.

For W. H. Watkins, Messrs. Holton, Hovey, Wagner, Applegate, Gillette, Haines, Hemenway, McClure, Stevenson, Van Dyke, Wilkins, Wilson—12.

For W. T. Matlock, Messrs. Ballard, McBride—2.

For T. H. Pearne, Messrs. Mitchell, Conyers, Dufur, Engle, McCully, McCoy, Ramsby, Wasserman, Mr. Speaker, Mr. President—10.

For H. L. Preston, Mr. Minto—1.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

Mr. Curl moved to adjourn, until this afternoon, 2 o'clock ; lost.

The Convention then proceeded to the twentieth ballot.

Twentieth Ballot—For W. T. Matlock, Messrs. Ballard, McBride—2.

For B. F. Harding, Messrs. Drew, Greenwood, Grim, Taylor, Blair, Brown, Cummins, Moores, Richardson, Reed, Simpson—11.

For G. H. Williams, Messrs. Chrisman, Curl, Humason, Collard, Kerns, Mallory, Smith, Witham, Watson—9.

For T. H. Pearne, Messrs. Mitchell, Conyers, Dufur, Engle, Hemenway, McCully, Ramsby, Wasserman, Mr. Speaker, Mr. President—10.

For W. T. Matlock, Messrs. Ballard, McBride—2.

For W. H. Watkins, Messrs. Holton, Hovey, Wagner, Applegate, Gillette, Haines, McClure, McCoy, Stevenson, Van Dyke, Wilkins—11.

For H. L. Preston, Mr. Minto—1.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

Mr. Dufur moved to adjourn to two o'clock, P. M. Lost.

There being no choice, the Convention then proceeded to the twenty-first ballot.

Twenty-First Ballot—For B. F. Harding, Messrs. Chrisman, Greenwood, Grim, Taylor, Blair, Brown, Cummins, Mallory, Moores, Richardson, Reed, Simpson, Witham—13.

For G. H. Williams, Messrs. Curl, Drew, Collard, Humason, Smith, Watson—6.

For T. H. Pearne, Messrs. Mitchell, Conyers, Dufur, Engle, McCully, McCoy, Ramsby, Wasserman—8.

For W. T. Matlock, Messrs. Ballard, McBride, Kerns—3.

For W. H. Watkins, Messrs. Holton, Hovey, Wagner, Applegate, Gillette, Haines, Hemenway, McClure, Stevenson, Van Dyke, Wilkins, Wilson, Mr. Speaker, Mr. President—14.

For H. L. Preston, Mr. Minto—1.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

There being no choice, the Convention then proceeded to the twenty-second ballot.

Twenty-Second Ballot—For B. F. Harding, Messrs. Ballard, Chrisman, Curl, Drew, Greenwood, Grim, McBride, Taylor, Blair,

Brown, Cummins, Humason, Minto, Moores, Richardson, Reed, Simpson, Witham—18.

For G. H. Williams, Messrs. Collard, Hemenway, Mallory, Smith, Watson—5.

For T. H. Pearne, Messrs. Mitchell, Conyers, Dufur, Engle, Kerns, McCully, McCoy, Ramsby, Wasserman—9.

For W. H. Watkins, Messrs. Holton, Hovey, Wagner, Applegate, Gillette, Haines, McClure, Stevenson, Van Dyke, Wilkins, Wilson, Mr. Speaker, Mr. President—13.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

Mr. McCully withdrew the name of T. H. Pearne, for the present.

There being no choice, the Convention then proceeded to the twenty-third ballot.

Twenty-third Ballot—For B. F. Harding, Messrs. Ballard, Drew, Greenwood, Grim, McBride, Taylor, Blair, Cummins, Moores, Richardson, Reed, Simpson, Van Dyke—13.

For G. H. Williams, Messrs. Chrisman, Curl, Brown, Collard, Dufur, Humason, Kerns, Mallory, Smith, Witham, Watson, Mr. Speaker—12.

For W. H. Watkins, Messrs. Holton, Hovey, Wagner, Applegate, Conyers, Engle, Gillette, Haines, Hemenway, McClure, McCully, McCoy, Ramsby, Stevenson, Wilkins, Wilson, Mr. President—17.

For H. L. Preston, Messrs. Minto, Mitchell—2.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

Blank—Mr. Wasserman—1.

There being no choice, the Convention then proceeded to the twenty-fourth ballot.

Twenty-fourth Ballot—For B. F. Harding, Messrs. Ballard, Drew, Greenwood, Grim, McBride, Taylor, Blair, Cummins, Moores, Richardson, Reed, Simpson, Van Dyke—13.

For G. H. Williams, Messrs. Chrisman, Curl, Brown, Collard, Dufur, Humason, Haines, Hemenway, Kerns, Mallory, Witham, Smith, Watson, Mr. Speaker—14.

For W. H. Watkins, Messrs. Holton, Hovey, Wagner, Applegate, Conyers, Engle, Gillette, McClure, McCully, Stevenson,

McCoy, Ramsby, Wasserman, Wilkins, Wilson, Mr. President—16.

For H. L. Preston, Messrs. Mitchell, Minto—2.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

There being no choice, the Convention then proceeded to the twenty-fifth ballot.

Twenty-Fifth Ballot—For B. F. Harding, Messrs. Ballard, Drew, Greenwood, Grim, McBride, Taylor, Cummins, Moores, Richardson, Reed, Stevenson, Simpson, Van Dyke—13.

For G. H. Williams, Messrs. Chrisman, Curl, Blair, Brown, Collard, Conyers, Dufur, Humason, Haines, Hemenway, Kerns, Mallory, Ramsby, Smith, Witham, Watson, Mr. Speaker, Mr. President—18.

For W. H. Watkins, Messrs. Holton, Hovey, Wagner, Applegate, Engle, Gillette, McClure, McCoy, Wilkins, Wilson, McCully—11.

For H. L. Preston, Messrs. Mitchell, Minto—2.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

Blank, Wasserman—1.

Mr. Hovey, moved to adjourn until 2 o'clock, P. M. Lost.

Convention proceeded to the twenty-sixth ballot.

Mr. Hovey withdrew the name of W. H. Watkins, and nominated H. L. Preston.

Twenty-Sixth Ballot—For B. F. Harding, Messrs. Ballard, Drew, Greenwood, Grim, Holton, McBride, Taylor, Blair, Cummins, Engle, Moores, Richardson, Reed, Stevenson, Simpson, McCoy—16.

For G. H. Williams, Messrs. Chrisman, Curl, Brown, Collard, Conyers, Dufur, Humason, Haines, Hemenway, Kerns, Mallory, Smith, Wilkins, Witham, Watson, Mr. Speaker, Mr. President—17.

For H. L. Preston, Messrs. Hovey, Mitchell, Wagner, Applegate, Gillette, McClure, Minto, McCully, Ramsby, Van Dyke, Wilson—11.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

Blank, Mr. Wasserman—1

Mr. Hovey moved to adjourn. Lost.

Convention proceeded to the twenty-seventh ballot.

Twenty-seventh Ballot—For B. F. Harding, Messrs. Ballard, Drew, Greenwood, Grim, Holton, McBride, Taylor, Applegate, Cummins, Blair, Engle, Minto, Moores, McCoy, Richardson, Reed, Stevenson, Simpson—18.

For G. H. Williams, Messrs. Chrisman, Curl, Mitchell, Brown, Collard, Conyers, Dufur, Gillette, Humason, Haines, Hemenway, Kerns, Mallory, McClure, Ramsby, Smith, Van Dyke, Wasserman, Wilkins, Witham, Watson, Mr. Speaker, Mr. President—23.

For H. L. Preston, Messrs. Hovey, McCully, Wilson—3.

For J. Whiteaker, Fitzhugh, Munroe, Fay—3.

For W. H. Watkins, Mr. Wagner—1.

Mr. Hovey moved to adjourn, until 2 o'clock, P. M. Carried.

Senate returned to its Chamber, and adjourned until 1.45 o'clock, P. M.

AFTERNOON SESSION.

Senate met, and repaired to the Hall of Representatives, to meet the House in Joint Convention.

Called to order by the President, and proceeded to the twenty-eighth ballot.

Twenty-eighth Ballot—For B. F. Harding, Messrs. Ballard, Drew, Greenwood, Grim, Holton, Hovey, McBride, Taylor, Wagner, Blair, Cummins, McClure, Minto, Moores, McCoy, Richardson, Reed, Stevenson, Simpson, Wilkins, Witham—21.

For G. H. Williams, Messrs. Chrisman, Curl, Brown, Collard, Conyers, Dufur, Gillette, Humason, Haines, Hemenway, Kerns, Mallory, Ramsby, Smith, Van Dyke, Watson, Mr. Speaker, Mr. President—18.

For W. H. Watkins, Mr. Wilson—1.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

Blank, Messrs. Mitchell, Applegate, Engle, McCully, Wasserman—5.

The Convention then proceeded to the twenty-ninth ballot.

Twenty-ninth Ballot—For B. F. Harding, Messrs. Ballard, Curl

Chrisman, Drew, Greenwood, Grim, Holton, Hovey, McBride, Taylor, Wagner, Blair, Cummins, Engle, McClure, Minto, Moores, McCoy, Richardson, Stevenson, Simpson, Wilkins, Witham, Reed—24.

For G. H. Williams, Messrs. Brown, Collard, Conyers, Dufur, Gillette, Humason, Haines, Hemenway, Kerns, Mallory, Ramsby, Smith, Van Dyke, Watson, Mr. Speaker, Mr. President—16.

For W. H. Watkins, Mr. Wilson—1.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

Blank, Messrs. Mitchell, Applegate, McCully, Wasserman—4.

Mr. Conyers then nominated H. W. Corbett.

The Convention then proceeded to the thirtieth ballot.

Thirtieth Ballot.—For B. F. Harding, Messrs. Ballard, Chrisman, Curl, Drew, Greenwood, Grim, Holton, McBride, Taylor, Blair, Cummins, Engle, Humason, Haines, Hemenway, McClure, Minto, Moores, Richardson, Reed, Smith, Stevenson, Simpson, Van Dyke, Wagner, Wilkins, Witham, Mr. Speaker—28.

For G. H. Williams, Messrs. Brown, Collard, Dufur, Mallory, Ramsby—5.

For J. Whiteaker, Messrs. Fitzhugh, Munroe, Fay—3.

For H. W. Corbett, Messrs. Hovey, Mitchell, Conyers, Kerns, Gillette, McCully, McCoy, Wasserman, Wilson, Watson, Mr. President—11.

Blank, Mr. Applegate—1.

Mr. Harding, having received a majority of the votes cast—being a majority of the whole Legislature—was declared, by the President, duly elected to the United States Senate, from Oregon, to fill the vacancy caused by the decease of E. D. Baker.

On motion of Mr. Humason, the Convention adjourned, *sine die*.

The Senate then returned to their Chamber, and adjourned, until Monday morning, 10 o'clock.

MONDAY, SEPTEMBER 15, 1862.

Senate met pursuant to adjournment.

Absent : Ballard, Chrisman, Kelly, Taylor, Grim.

Journal was read and approved.

On motion of Mr. Mitchell, reading Minutes of Joint Convention was dispensed with.

Mr. Mitchell presented petition from citizens of Multnomah, relative to Slaughter Houses, which was,

On motion, referred to Committee Roads and Highways.

Mr. Holton presented the following resolution :

S. R. No. —, *Resolved*, That the Sergeant-at-Arms is authorized and instructed to furnish each member of this Senate with three dollars' worth of Postage Stamps, for their own use, during the sitting of the Legislature.

On motion of Mr. Mitchell referred to Committee on Ways and Means.

Mr. Mitchell offered the following resolution :

S. J. R. No. 3, *Resolved, by the Senate, the House concurring*, That that the two Houses meet in Joint Convention, to-day, September 15, in the House of Representatives, at 11 o'clock, A. M., for the purpose of receiving the Governor's Message.

The yeas and nays being demanded, resulted as follows:

Yeas—Messrs. Curl, Drew, Fitzhugh, Greenwood, Holton, Hovey, Munroe, McBride, Mitchell, Wagner—10.

Nays—None.

So the resolution was adopted.

Mr. Mitchell offered the following resolution :

S. R. No. 8, *Resolved*, That the Secretary of State be, and he is hereby, requested to furnish the Clerk of the Senate with an Abstract of the Census Returns of the different Counties in the State of Oregon, as taken by the United States, in 1860.

On motion, the resolution was adopted.

Mr. Holton asked and obtained leave of absence until 11 o'clock.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 15.

MR. PRESIDENT : I am instructed by the Speaker to inform you that the House has concurred in S. J. R. No. 2, which is herewith returned.

S. T. CHURCH, *Chief Clerk.*

Senate then met the House in Joint Convention to receive the Governor's Message.

The Convention was called to order by the President of the Senate, and the Governor's message was then read by his private Secretary.

The Senate then returned to their chamber.

On motion of Mr. McBride, the Clerk was ordered to procure one thousand copies of the Governor's Message, to be printed for the use of Senate.

Mr. Drew offered the following resolution :

S. R. No. 5 : *Resolved*, That the Committee on Federal Relations is hereby requested to institute inquiries, in order to enable them to report to the Senate, what means have been adopted by the Commissioner of Internal Revenue of the Treasury Department of the United States, to supply the citizens of this State with the stamps required to be used on and after October 1, 1862, by article 12 of the National Tax Law.

Which on motion was adopted.

On motion of Mr. Drew, adjourned until 2 o'clock, P. M.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

Mr. McBride made the following motion :

That so much of the Message of John Whiteaker, Governor of Oregon, as refers to the Report of Recruiting Officer, A. P. Denison, be referred to the Committee on Military Affairs. That so much as refers to the disposition of the lands granted to the State

by the Act of Congress relating thereto, be referred to the Committee on Public Lands. That so much as refers to the Treasury Department and fiscal affairs of the State, be referred to the Committee on Ways and Means.

Motion carried.

Mr. Drew, Chairman of Committee on Ways and Means, reported the following resolution :

S. R. No. 10, *Resolved*, That the Secretary of State is hereby authorized and requested to furnish each member and officer of the Senate with postage stamps or stamped envelopes to the amount of two dollars.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Drew, Greenwood, Grim, Holton, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner—10.

Nays—Messrs. Curl, Fitzhugh, Mr. President—3.

On motion of Mr. Holton, adjourned until to-morrow morning at 10 o'clock.

TUESDAY, SEPTEMBER 16, 1862.

Senate met as per adjournment.

Absent—Kelly.

Journal was read and approved.

Mr. Drew made a motion to have one hundred copies of the documents accompanying the Message of Governor Whiteaker, printed for the use of the Senate. Carried.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 15.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has adopted the accompanying H. J. R. No. 5, with the accompanying Memorial, and respectfully ask your concurrence in the same.

All of which are herewith transmitted.

S. T. CHURCH, *Chief Clerk.*

On motion of Mr. McBride, H. J. R. No. 5, was referred to Committee on Military Affairs.

Mr. Fitzhugh presented S. B. No. 1, entitled "A Bill to prevent the immigration of negroes and mulattoes into this State."

Which was read first time, and passed to second reading.

Mr. Chrisman offered S. B. No. 2, entitled "An Act to increase the jurisdiction of Justices of the Peace."

Which was read a first time, and passed to second reading.

Also, S. R. No. 3, entitled "An Act to change the name of Lane county, Oregon."

Which was read first time, and passed to second reading.

Mr. Holton offered the following :

S. B. No. 11, *Resolved*, That the Sergeant-at-Arms is authorized and instructed to furnish each member of this Senate with one copy of the Statesman Extra, whenever published. Carried.

Mr. Mitchell asked leave of absence, on account of sickness. Which was Granted.

Mr. Fitzhugh moved that the Senate, in future, meet regularly at 9 o'clock, A. M., and 2 o'clock, P. M., until changed. Carried.

On motion, Senate adjourned until 9 o'clock, A. M. to-morrow.

WEDNESDAY, SEPTEMBER 17, 1862.

Senate met pursuant to adjournment.

Absent—Mr. Kelly.

Journal was read and approved.

On motion of Mr. McBride, S. B.'s Nos. 1 and 2 were tabled until printed.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 16.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has adopted the accompanying H.

J. R. No. 7, in regard to Joint Committee on the Code, and respectfully ask your concurrence therein.

S. T. CHURCH, *Chief Clerk.*

H. J. R. No. 7 : *Resolved by the House, the Senate concurring,* That the reports of the Code Commissioners be referred to Joint Committee of the Judiciary of both branches of the Legislature.

On motion of Mr. Holton, H. J. R. No. 7, was concurred in, as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner, Mr. President—15.

Nays—None.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 16.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has passed the following Bill :

H. B. No. 10, A Bill to provide for the payment of newspapers and stamps.

Your concurrence is respectfully solicited.

S. T. CHURCH, *Chief Clerk.*

H. B. No. 10, was then read the first time, and passed to second reading.

On motion of Mr. McBride, that the rules be suspended, the yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner, Mr. President—15.

Nays—None.

So the rules were suspended.

Mr. Hovey moved to amend as follows :

Strike out the words "two hundred," in the third line of the first section, and insert in lieu thereof, the words "three hundred."

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Fitzhugh, Grim, Hovey, Munroe, McBride, Taylor, Wagner, Mr. President—8.

Nays—Messrs. Ballard, Chrisman, Curl, Drew, Greenwood, Holton, Mitchell—7.

So the motion was carried.

On motion of Mr. McBride, the Bill was referred to Committee on Ways and Means.

S. B. No. 3, was read second time, and on motion of Mr. Munroe, was referred to Committee on Counties.

Committee on Ways and Means reported on H. B. No. 10, as follows :

The Committee on Ways and means, to whom was referred H. B. No. 10, report a new Bill as a substitute.

On motion of Mr. McBride, report was received.

On motion of Mr. Drew, report was adopted, and the substitute thus offered, now known as S. B. No. 4, was read the first time. 'An Act to provide for the payment of certain contingent expenses of the Legislative Assembly.'

Mr. Drew moved that the rules be suspended, and the Bill read a second-time.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Holton, Munroe, McBride, Mitchell, Taylor, Wagner, Mr. President—15.

Nays—None.

On motion of Mr. McBride, that the rules be suspended,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Munroe, McBride, Taylor, Wagner, Mr. President—13.

Nays—Messrs. Holton, Mitchell—2.

So the motion prevailed.

The Bill was then considered as engrossed, read a third time, and passed to a final vote, as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Munroe, McBride, Taylor, Wagner, Mr. President—13.

Nays—Messrs. Holton, Mitchell—2.

On motion of Mr. Holton, Senate adjourned until 2 P. M.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

S. B. No. 5, entitled "An Act for the relief of Theodore Burmaster," was presented by Mr. Grim, and read the first time.

Mr. Mitchell moved that the rules be suspended, and the Bill read a second time.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner, Mr. President—14.

Nays—None.

So the motion carried.

Mr. Fitzhugh moved that the rules be further suspended, and the Bill passed to a third reading.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner—13.

Nay—Mr. President.

So the Bill was read a third time, and put upon its final passage, with the following result :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner, Mr. President—14.

Nays—None.

Absent—Messrs. Kelly and Holton.

So the Bill passed.

Mr. Hovey, as Chairman of Committee on Federal Relations, reported S. J. M. No. 1, a Memorial to Congress, praying for an Assay Office and Branch Mint, at Portland, Oregon.

On motion of Mr. McBride, the report was received.

On motion of Mr. Mitchell, the Memorial thus reported by the Committee on Federal Relations was unanimously adopted.

Mr. Mitchell offered,

S. R. No. 12, *Resolved*, That the Committee on Education be, and are hereby, requested to prepare and report a bill for the acceptance of the proposition made by Congress, at its last session, in relation to the donation of lands for Agricultural Colleges.

On motion of Mr. Mitchell, the resolution was adopted.

Senate adjourned until to-morrow.

THURSDAY, SEPTEMBER, 18, 1862.

Senate met pursuant to adjournment.

Absent—Kelly.

Journal was read and approved.

Mr. Greenwood, Chairman Committee on Military Affairs, reported as follows :

MR. PRESIDENT : Your Committee, to whom was referred H. J. R. No. 5, would respectfully report the Resolution back to the Senate, without amendment, and would recommend that it do pass.

Wm. GREENWOOD,

Chairman Committee on Military Affairs.

On motion of Mr. Grim, report was adopted.

On motion of Mr. Mitchell,

H. J. R. No. 5, Memorializing Congress for arms and munitions of war for the defence of the State, and for an iron clad Gunboat, for the mouth of the Columbia River,

Was taken up.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Holton, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

Absent—Kelly, Drew.

So the resolution was concurred in.

Mr. Hovey, Chairman Committee on Federal Relations, reported a bill,

S. B. No. 6, For the payment, by the State, of the District Federal Tax of 1861.

Which passed to second reading.

On motion Mr. Hovey, S. B. No. 1, was ordered read second time, and

On motion Mr. McBride, was referred to the Committee of the Whole.

Mr. Mitchell offered,

S. R. No. 13, *Resolved*, That the Senate do resolve itself into Committee of the Whole, on to-morrow morning, at 10 o'clock, for the purpose of taking into consideration S. B. No. 1.

The resolution was adopted.

Mr. McBride offered a bill,

S. B. No. 7, An Act to provide for drawing money from the State Treasury.

Which was read first time.

On motion Mr. McBride, that the rules be suspended, and the bill read second time,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

Absent—Holton and Kelly.

So the motion was adopted.

On motion, of Mr. Grim, that the rules be further suspended, the bill considered engrossed and read third time,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Curl, Fitzhugh, Greenwood, Grim, Holton, Hovey, McBride, Mitchell, Taylor, Wagner, and Mr. President—12.

Nays—Messrs. Chrisman, Drew, Munroe—3.

So the motion prevailed.

On motion of Mr. Drew, the bill was referred to the Judiciary Committee.

On motion of Mr. McBride, S. B. No. 2, was taken from the table, and second time.

On motion of Mr. Hovey, it was referred to Committee on the Judiciary.

Mr. Ballard offered a bill,
S. B. No. 8, An Act relative to the oath of allegiance.

Read first time.

On motion of Mr. Ballard, that the rules be suspended, and the bill read second time,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Drew, Fitzhugh, Greenwood, Grim, Holton, Hovey, Munroe, Taylor, Wagner and Mr. President—12.

Nays—None.

So the motion prevailed.

On motion, it was referred to Committee on the Judiciary.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

Mr. Mitchell, Chairman Committee on the Judiciary, reported as follows :

MR. PRESIDENT : Your Committee, to whom was referred

S. B. No. 2, An Act to increase jurisdiction of Justices of the Peace,

Would report the same back to the Senate, with the recommendation that it be referred to Committee of the Whole.

J. H. MITCHELL, Ch'n.

On motion of Mr. Hovey, the report was accepted.

Mr. Mitchell, from Committee on the Judiciary, reported as follows :

The Committee on the Judiciary, to whom was referred S. B. No. 7, would report that they have had the same under consideration, and would recommend its passage, with the amendments suggested by said Committee.

J. H. MITCHELL, Ch'n.

On motion, the report, with the bill, as amended was accepted.

On motion of Mr. Holton, the first article, as amended, was adopted.

On motion of Mr. Grim, the second article, as amended, was adopted.

On motion of Mr. McBride, the third article, as amended, was adopted.

Mr. Drew moved to amend, as follows : To insert in the first article, " first subscribe a certificate," instead of the words, " take and subscribe, before the Secretary of State, or other proper officer, an oath or affirmation," likewise to add, " which certificate shall be filed in the office of the Secretary of State."

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Drew, Fitzhugh, Munroe—4.

Nays—Messrs. Ballard, Curl, Greenwood, Grim, Holton, Hovey, McBride, Mitchell, Taylor, Wagner, Mr. President—11.

So the amendment was lost.

Mr. Drew offered the following amendment : To strike out all of the first article, after the words, " foreign and domestic."

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Drew, Fitzhugh, Hovey, Munroe—4.

Nays—Messrs. Ballard, Chrisman, Curl, Greenwood, Grim, Holton, Hovey, McBride, Mitchell, Taylor, Wagner and Mr. President—11.

So the motion to amend was lost.

The bill was then put on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Greenwood, Grim, Holton, Hovey, McBride, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—Messrs. Fitzhugh and Munroe—2.

So the bill passed.

On motion, the Senate adjourned.

FRIDAY, SEPTEMBER 19, 1862.

Senate met pursuant to adjournment.

Absent—Kelly.

Journal of the Senate was read and approved.

The Secretary of State, in answer to the request of the Senate, that he would furnish them with an Abstract of the Census Returns of this State, for the year 1860, as taken by the United States Marshall, made a communication, enclosing said Census Returns.

The Abstract of Census Returns of the different Counties was then read, and

On motion of Mr. McBride 100 copies were ordered to be printed for use of the Senate.

Mr. Mitchell, from Committee on Judiciary, made the following report :

MR. PRESIDENT : Your Committee, to whom was referred the Report of the Code Commission, would respectfully report, that they have had that portion of said Report relating to a general incorporation law, under consideration, and herewith report a bill entitled,

S. B. No. 9, An Act providing for Private Incorporations, As submitted by said Code Commission, without amendment, and would recommend its passage.

J. H. MITCHELL, Ch'n.

The report was accepted, and the bill known as S. B. No. 9, was read first time.

On motion of Mr. Mitchell, to suspend Senate Rule No. 17, so far as it relates to printing S. B. No. 9,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Drew, Greenwood, Grim, Holton, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—Messrs. Curl and Fitzhugh—2.

So the rules were suspended, and the bill not sent to the Printer.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 18.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has passed the accompanying Bills, to-wit :

H. B. No. 3, A Bill to organize Baker County ; also,
H. B. No. 7, A Bill to amend the Charter of Oregon City,
and ask your concurrence in the same.

S. T. CHURCH, *Chief Clerk.*

H. B. No. 3, A Bill to organize Baker county,
Was read first time.

On motion of Mr. McBride to suspend the rules, and read H.
B. No. 3, second time,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim,
Greenwood, Holton, Hovey, Munroe, McBride, Mitchell, Taylor,
Wagner, Mr. President—15.

Nays—None.

So the motion prevailed.

On motion of Mr. Drew, the bill was referred to Committee
on Counties.

H. B. No. 7, An Act to amend the Charter of Oregon City,
Was read first time.

On motion of Mr. Hovey, to suspend the rules, and read H. B.
No. 7, by title, second time,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim,
Greenwood, Holton, Hovey, Munroe, McBride, Mitchell, Taylor,
Wagner, Mr. President—15.

Nays—None.

So the motion prevailed, and the bill was read a second time,
by title, and,

On motion of Mr. Hovey, the bill was referred to Committee on
Elections.

The Senate then resolved itself into Committee of the Whole.
for the purpose of taking up

S. B. No. 1, An Act to prevent immigration of negroes and
mulattoes into this State,

Mr. McBride taking the Chair.

After some time spent therein, the committee rose, and reported
the bill back to the Senate, with amendments.

On motion of Mr. Holton, the bill, with the amendments thus
reported, was referred to Committee on Judiciary.

Mr. Hovey, Chairman Committee on Counties, reported as follows :

The Committee on Counties, to whom was referred

H. B. No. 3, To Organize Baker County,

Would report the same back, without amendment, and recommend its passage.

A. G. HOVEY, *Chairman.*

On motion of Mr. McBride, the Senate resolved itself into Committee of the Whole.

After some time spent therein, the Committee rose, and reported S. B. No. 2, back to the Senate, with amendments.

The report was accepted, and the amendment, on motion, was adopted.

On motion of Mr. Holton, the bill was ordered engrossed, and read a third time, to-morrow.

Senate adjourned.

AFTERNOON SESSION.

Committee on Counties reported H. B. No. 3, with recommendation that it pass.

On motion, the report was accepted.

On motion to suspend the rules, and read H. B. No. 3, third time,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Holton, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner, Mr. President—14.

Nays—None.

Absent—Messrs. Kelly and Drew.

So the motion prevailed.

The bill was read third time, and put upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Holton, Munroe, McBride, Mitchell, Taylor, Wagner, Mr. President—15.

Nays—None.

So the bill passed, and title agreed to.

Mr. McBride gave notice that he would, at an early day, introduce an amendment to

S. R. No. 17, Relative to printing of bills.

Mr. Mitchell gave notice of his intention to introduce a bill, the beginning of next week, providing for the apportionment of the Representatives of this State in the State Legislature.

Mr. Hovey, Chairman of Committee on Education, made the following report :

The Committee on Education to whom was referred

S. R. No. —, Requesting the preparation of a bill for the acceptance of the proposition made by Congress, donating lands for Agricultural Colleges,

Report the following :

S. B. No. 10, To accept the proposition of the Congress of the United States, granting lands to the State of Oregon for Agricultural Colleges.

Mr. Hovey, from Committee on Counties made the following report :

The Committee on Counties, to whom was referred

S. B. No. 3, An Act to change the name of Lane county,

Report the following substitute, and recommend its passage.

The bill substituted, was then read.

On motion of Mr. McBride, the blank in S. B. No. 3, was filled with the name "Clay."

Mr. Drew moved that the bill be engrossed, and read third time, to-morrow. Carried.

Senate adjourned.

MONDAY, SEPTEMBER 22, 1862.

Senate met pursuant to adjournment.

Roll called, and no quorum being present,

On motion of Holton, Senate adjourned.

AFTERNOON SESSION.

Journal read and approved.

The President received the following, which was read.

To the Honorable the Senate, Officers and Reporters:

You are invited to an entertainment at the Odd Fellows' Hall, on Tuesday evening, Sept. 23, 1862, at 8 o'clock.

Per order of Committee,

Mrs. J. G. WILSON.

SALEM, September, 22, 1862.

Mr. Hovey offered the following resolution :

S. R. No. 14, *Resolved*, That the kind invitation extended by the ladies of Salem to the members and attaches of the Senate, to join them in a Social Party, on Tuesday evening, next, in Odd Fellows' Hall, be cheerfully accepted, and that the Chief Clerk be instructed to officially inform them of this acceptance.

Mr. Mitchell offered a bill,

S. B. No. 11, A Bill providing for the preservation of Judicial and other public notices, in the several Counties of this State,
Which was read first time, and ordered printed.

President appointed Messrs. Grim and Holton Joint Committee on Enrolled Bills, on the part of the Senate.

S. B. No. 6, To provide for the payment, by the State, of the direct Federal Tax of 1861,

Was read second time.

On motion to suspend the rules, and read S. B. No. 6 third time
The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Chrisman, Fitzhugh, Greenwood, Grim, Hovey, Munroe, McBride, Mitchell, Wagner and Mr. President—10.

Nays—None.

So the motion carried.

The bill was read third time, and put upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Drew, Fitzhugh, Greenwood, Grim, Holton, Hovey, Munroe, McBride, Mitchell, Wagner and Mr. President—13.

Nays—None.

So the bill passed.

Mr. Mitchell moved to print 100 copies of the bill,
S. B. No. 9, Entitled, A General Incorporation Act,
For the use of the Senate; carried.

S. B. No. 3, was then read third time, and put upon its final passage.

The yeas and nays being demanded, resulted as follows:

Yeas—Messrs. Ballard, Chrisman, Curl, Greenwood, Grim, Holton, Hovey, Munroe. Wagner—9.

Nays—Messrs. Fitzhugh, McBride, Mitchell, Mr. President—4.

S. B. No. 3, To change the name of Lane county,

Was read a third time.

On motion of Mr. Hovey, the words "Union County" were substituted for the words "Clay County," in the body of the bill.

The bill was then put upon its final passage.

The yeas and nays being demanded, resulted as follows:

Yeas—Messrs. Ballard, Chrisman, Curl, Greenwood, Grim, Holton, Hovey, McBride, Mitchell, Wagner, Mr. President—11.

Nays—Messrs. Fitzhugh, Munroe—2.

So the bill passed.

Mr. Holton offered the following resolution:

S. R. No. 15, *Resolved*, That the Committee on Military Affairs are instructed to inquire into and, report a bill, for the relief of the First Regiment of Oregon Cavalry Volunteers, now in active service on the frontiers of this State.

On motion of Mr. McBride, referred to Committee on Ways and Means.

On motion of Mr. Fitzhugh, the Senate adjourned.

TUESDAY, SEPTEMBER 23, 1862.

Senate met pursuant to adjournment.

Absent—Messrs. Kelly and Taylor.

Journal read and approved.

Mr. Holton presented petition from the citizens of Josephine county, to prevent fraud in non-payment of taxes, &c.

Which, on motion, was referred to Committee on Judiciary.

Mr. Ballard, Chairman Committee on Elections, presented the following report on

H. B. No. 7, To amend Charter of Oregon City :

MR. PRESIDENT : The Committee on Elections, to whom was referred

H. B. No. 7, An Act to amend the Charter of Oregon City,

Have had the same under consideration, and respectfully ask leave to report the same back to the Senate, with the following amendment, and recommend its passage, as amended, viz :

Amend section 1st, by inserting after the word "demanded"—
"Provided, Said demand shall have been made at least three months prior to the time of offering to vote."

D. W. BALLARD, *Chairman.*

On motion of Mr. Hovey, the report was accepted.

Committee on Military Affairs, reported as follows :

MR. PRESIDENT : The Committee on Military Affairs, to whom was referred that part of ex-Governor Whiteaker's Message, relative to payment of expenses incurred by A. P. Dennison, acting as Recruiting Officer, under proclamation of said Governor Whiteaker, dated, September 16, 1861, would respectfully ask leave to report the same back to the Senate, without having taken any action thereon, from the fact that the committee have not had sufficient data to prove the correctness and justice of the demand, and would recommend that the subject matter be referred to the Committee of the Whole.

WILLIAM GREENWOOD, *Chairman.*

On motion of Mr. Drew, the report was accepted.

On motion of Mr. McBride, the report was laid on the table.

On motion of Mr. McBride, to suspend the rules, and read S. B. No. 10, by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Munroe, McBride, Mitchell, Wagner, Mr. President—14.

Nays—None.

So the motion prevailed, and bill was read by its title.

On motion of Mr. Holton, to consider the bill engrossed, suspend the rules, and read third time,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, S. J.—7

Greenwood, Hovey, Holton, Munroe, McBride, Mitchell, Wagner, Mr. President—14.

Nays—None.

So the motion prevailed.

The bill was then put on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Munroe, McBride, Mitchell, Wagner; and Mr. President—14.

Nays—None.

So the Bill passed.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 22.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has passed S. B. No. 7, with the following amendmendment—“*Be it enacted by the Legislative Assembly of the State of Oregon,*” and respectfully ask your concurrence in the same. Which is herewith transmitted.

S. T. CHURCH, *Chief Clerk.*

Message from the House :

HOUSE REPRESENTATIVES, Sept. 22.

MR. PRESIDENT : I am instructed by the Speaker of the House to inform you that the House has passed the following bills, viz :

H. B. No. 2, An Act to organize Umatilla county.

H. B. No. 8, An Act to incorporate the City of Auburn.

H. B. No. 12, An Act for the relief of A. B. Westerfield, Jas. McAuliffe and Charles Mansfield.

H. B. No. 14, An Act supplemental to An Act incorporating the town of Astoria.

H. B. No. 15, An Act to encourage the cultivation of Oysters.

H. B. No. 22, An Act to change the name of Clatsop county.

And to request your concurrence in the passage of the same. ¶

Also, that the Speaker has signed H. B. No. 3, which is herewith transmitted for your signature.

S. T. CHURCH, *Chief Clerk.*

S. B. No. 7, was returned from the House with the following amendment : Amend said bill, by inserting, after the title, the following enacting clause, “*Be it enacted by the Legislative Assembly of the State of Oregon.*”

On motion Mr. Mitchell, the Senate concurred in amendment.

H. B. No. 2, To organize Umatilla county.

Was read first time.

On motion Mr. Mitchell, to suspend the rules, and read H. B. No. 2 second time by title,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Gurl, Fitzhugh, Greenwood, Grim, Holton, Hovey, Munroe, McBride, Mitchell, Wagner and Mr. President—13.

Nays—None.

So the motion carried.

The bill was read second time, by title, and

On motion Mr. McBride, referred to Committee on Counties.

H. B. No. 8, To incorporate town of Auburn.

Was read first time.

H. B. No. 12, Relief of Westerfield, and others.

Was read first time.

H. B. No. 14, To amend incorporation Act of Astoria.

Was read first time.

H. B. No. 15, To encourage cultivation of Oysters.

Was read first time.

H. B. No. 22, To change the name of Clatsop county, to Astor County.

Was read first time.

The President announced that he had signed H. B. No. 3.

Mr. Drew offered a resolution, as follows :

S. R. No. 16, *Resolved*, That the Committee on Ways and Means is hereby requested to consider the propriety of reporting a bill making appropriation of moneys in the State Treasury, not otherwise appropriated, for the relief of sick and wounded soldiers of the Federal Army, to be subject to the order of the United States Sanitary Commission.

Which was received, and so referred.

On motion of Mr. Grim, Senate adjourned.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

Mr. Mitchell offered the following resolution :

S. R. No. 17, *Resolved*, That a standing committee of three, to be styled Committee on Agriculture, be appointed. Said Committee to consist of three practical farmers.

Which, on motion, was adopted, and the President appointed Messrs. Grim, Curl and Munroe, said committee.

Mr. Mitchell offered the following bill :

S. B. No. 12, Regulating distances from County Seats to Penitentiary, and prescribing Sheriff's fees for conveying convicts to the same,

Which was read first time.

Mr. Hovey offered the following resolution :

S. R. No. 18, *Resolved*, That the use of the Senate Chamber be granted to the Ladies of Salem, who are now preparing an entertainment for the members of the Legislative Assembly, this evening, and that the Sergeant-at-Arms and Door-Keeper be instructed to assist in such disposition of the furniture therein, as shall be necessary.

On motion, Senate adjourned.

WEDNESDAY, SEPTEMBER 24, 1862.

Senate met pursuant to adjournment.

Absent—Kelly and Taylor.

Journal was read and approved.

Mr. Drew presented petition from citizens of Umpqua, relative to a toll road over Cascade Mountains, by way of McKinsey's Fork,

Which was referred to Committee on Roads and Highways.

H. B. No. 7, To amend Charter of Oregon City,
Was read third time, and,

On motion of Mr. Drew, was put on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Greenwood, Hovey, Wagner—4.

Nays—Messrs. Chrisman, Curl, Drew, Fitzhugh, Grim, Munroe, McBride, Mitchell, and Mr. President—9.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 23.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has passed the accompanying bill :

H. B. No. 25, A bill to provide for the safe keeping and treatment of Insane and Idiotic,

And respectfully ask your concurrence therein.

S. T. CHURCH, *Chief Clerk.*

H. B. No. 25, For relief of Insane and Idiotic.

Was read first time.

H. B. No. 8, To incorporate town of Auburn.

Was read second time, and

On motion of Mr. Drew, was referred to Committee on the Judiciary.

H. B. No. 12, For relief of Westerfield, and others.

Was read second time, and referred to Committee on Claims.

H. B. No. 14, Relative to incorporation of Astoria.

Read second time, and referred to Committee on Corporations.

H. B. No. 15, Relative to cultivation of Oysters.

Was read second time, referred to Committee on Agriculture.

H. B. No. 22, To change the name of Clatsop county.

Was read second time, and referred to Committee on Counties.

Mr. Hovey offered the following resolution :

S. R. No. 19, *Resolved*, That so much of the Message of Hon. Addison C. Gibbs, Governor of Oregon, as relates to Code and Escheats, be referred to Committee on the Judiciary ; so much as relates to the Penitentiary and Corporations, to Committee on Corporations ; so much as relates to Agriculture, to Committee on Agriculture : so much as relates to Schools, to Committee on Education ; so much as relates to Militia, to Committee on Military Affairs ; so much as relates to voting, to Committee on Elections ; so much as relates to Counties, to Committee on

Counties ; so much as relates to Insane Asylum, to Special Committee of Three.

On motion, the resolution was adopted.

Messrs. Hovey, Ballard and Mitchell were appointed the above Special Committee on Insane Asylum.

Mr. Mitchell offer the following resolution :

S. J. R. No. 4, *Resolved, by the Senate, the House concurring,* That the Committees on Military Affairs of the two Houses be, and they are hereby, requested to meet in Joint Committee, and take into consideration, that portion of Gov. Gibbs' Message referring to the Militia, and to report a bill relative thereto.

On the motion to adopt the same,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Munroe, McBride, Mitchell, Wagner and Mr. President—13.

Nays—None.

So the resolution was adopted.

Committee on Counties reported as follows :

The Committee to whom was referred

H. B. No. 2, To organize Umatilla County,

Having had the same under consideration, report it back to the Senate, and recommend its passage.

A. G. HOVEY, Ch'n.

The report was adopted, and

H. B. No. 2, read third time, and put upon its final passage.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Holton, Hovey, Munroe, McBride, Mitchell, Wagner, Mr. President—13.

Nays—None.

So the bill passed.

Senate adjourned.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

Mr. Mitchell introduced a petition from L. Besser, Sub-Lessee of Penitentiary, asking for relief.

On motion of Mr. Mitchell, referred to committee of three, composed of Messrs. Mitchell, Drew and Munroe.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 24.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has passed S. B. No. 4, which is herewith returned. Also, that the House has passed the following House bills :

H. B. No. 23, An Act to declare the Calapooia River a Public Highway ;

H. B. No. 27, An Act to amend an Act, entitled an Act for fixing the commencement and close of the terms of State and County Officers ;

H. B. No. 33, An Act to change the name of Curry County,
Which are herewith transmitted, and your concurrence therein respectfully solicited.

S. T. CHURCH, *Chief Clerk.*

On motion of Mr. Mitchell, to suspend the rules and read H. B. No. 25, the second time by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Munroe, McBride, Mitchell, Mr. President—13.

Nays—None.

So the motion prevailed.

On motion of Mr. Drew, to further suspend the rules, and read H. B. No. 25, third time,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Munroe, McBride, Mitchell, and Mr. President—13.

Nays—None.

So the motion prevailed, and the bill was then put upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Munroe, McBride, Mitchell, Wagner, Mr. President—14.

Nays—None.

So the bill passed.

Mr. Mitchell, Chairman Committee on the Judiciary, reported as follows :

MR. PRESIDENT : Your Committee, to whom was referred the Report of the Code Commissioners, would beg leave to report to the Senate the following bill,

S. B. No. 13, Entitled, A bill providing for the working of public roads and highways.

J. H. MITCHELL, Ch'n.

S. B. No. 13, was read first time.

On motion, the Senate adjourned.

THURSDAY, SEPTEMBER, 25, 1862.

Senate met pursuant to adjournment.

Journal was read and approved.

Mr. Hovey presented remonstrance from J. C. Mendenhall, and forty-five others, purporting to be citizens of Linn and Benton counties, against declaring the Calapooia river a public highway.

On motion,*referred to Committee on Roads and highways.

Committee on Agriculture, reported as follows :

MR. PRESIDENT—Your committee, to whom was referred,

H. B. No. 15, Relative to the Cultivation of Oysters,

Have had the same under consideration, and would report the same back to the Senate without recommendation.

J. W. GRIM, *Chairman.*

H. B. No. 15, was then read third time, and put upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Holton, Kelly, Munroe, Mitchell, Wagner, Mr. President—14.

Nays—McBride—1.

So the bill passed.

H. B. No. 27, An Act fixing time for the commencement and ending of county offices,

Was read first time.

On motion of Mr. Mitchell, to suspend the rules, and read the second time, by title,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Wagner, Mr. President—15.

Nays—None.

So the motion prevailed, and the bill was read a second time, by title.

H. B. No. 33, An Act to change the name of Curry county.
Was then read first time.

H. B. No. 23, To declare the Galapooia river a navigable stream.

Was read first time.

On motion of Mr. Hovey, to suspend the rules, and read the bill second time,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Wagner, Mr. President—14.

Nays—None.

So the bill was read second time by title, and

On motion of Mr. Hovey, was referred, with the remonstrance against the same, to the Committee on Roads and Highways.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 24.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has adopted the accompanying

H. J. R. No. 8, In regard to the appointment of a Joint Committee to act with the Governor, to inquire into, and make a selection for a site for the re-location of the State Penitentiary.

And that the Speaker has appointed Messrs. Humason and Watson, on the part of the House, and to request your concurrence therein.

S. T. CHURCH, *Chief Clerk.*

H. J. R. No. 8, Appointing Joint Committee to act with Governor in seeking sight for re-location of the Penitentiary, was.

On motion of Mr. Hovey, concurred in.

On motion of Mr. McBride, the motion to concur was recon-

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sidered, and he offered an amendment to the resolution as follows:

Strike out after the word "the," in the sixth line, down to the word "Penitentiary," in the seventh line, and insert, "expediency of re-locating the State Penitentiary."

On the motion of Mr. Drew, to adopt the resolution,

The yeas and nays were demanded, and resulted as follows:

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Wagner, Mr. President—15.

Nays—None.

So the resolution, as amended, was adopted.

Message from the House:

HOUSE REPRESENTATIVES, Sept. 24,

MR. PRESIDENT: I am directed by the Speaker of House to inform you that the House has adopted the following:

H. R. No. 19, To appoint a Committee to whom to refer that part of the Governor's Message relating to affairs of the Penitentiary;

And that the Speaker has appointed Messrs. Dufur, Humason and Smith, and to request your concurrence therein.

S. T. CHURCH, *Chief Clerk.*

H. R. No. 19, *Resolved*, That so much of the Governor's Message as relates to the affairs of the Penitentiary, be referred to a Committee of three, to act with a similar Committee appointed by the Senate.

Was read, and

On motion of Mr. Drew, the resolution was concurred in, and the Senate Committee on Corporations was appointed to act with House Committee of three.

Message from the House:

HOUSE REPRESENTATIVES, Sept. 25.

MR. PRESIDENT: I am instructed by the Speaker of the House to inform you that the House has passed the accompanying bill,

H. B. No. 16, An Act for the relief of B. F. Bonham,

Which is herewith transmitted, and your concurrence therein respectfully solicited.

S. T. CHURCH, *Chief Clerk.*

Mr. McBride offered the following amendment to Senate Rule No. 17:

Rule 17, of the Senate, is hereby amended, to read as follows: The first reading of a bill shall be for information, and if objection be made to it, the question shall be, "Shall the bill be rejected?"

ted ;" if no objection be made, or if the question to reject be lost, the bill shall go its second reading, without a question ; and the Clerk, upon the first reading, is hereby directed to have one hundred copies of each bill printed, except that the Reports of the Code Commission shall not be printed unless specially ordered by the Senate.

Judiciary Committee made the following report :

MR. PRESIDENT : Your Committee, to whom was referred the report of Code Commissioners, would respectfully report the following bill :

S. B. No. 14, Entitled An Act providing a Code of Civil Procedure in Relation to Actions at Law in Courts of Record,
And would recommend its passage without amendment.

J. H. MITCHELL, *Ch'n.*

S. B. No. 14, thus reported, was then read first time in part.

On motion Mr. Hovey, the Senate adjourned.

AFTERNOON SESSION.

On motion of Mr. Mitchell, Senate Rule No. 17, was suspended, so far as it relates to the present reading of S. B. No. 14, partly read this morning,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Drew, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor and Mr. President—13.

Nays—None.

So the motion prevailed.

On motion of Mr. Mitchell, to suspend the rules further, and read the bill second time by title,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Drew, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor and Mr. President—12.

Nays—None.

So the motion prevailed.

On motion of Mr. McBride, the bill was then referred again to Committee on Judiciary.

On motion of Mr. Mitchell, to suspend the rules, and read S. B. No. 9 second time by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Greenwood, Grim, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor and Mr. President—14.

Nays—None.

So the motion prevailed.

On motion of Mr. Mitchell, the bill was then referred to the Committee of the Whole.

Committee on Counties reported as follows :

The Committee on Counties, to whom was referred

H. B. No. 22, To change the name of Clatsop county,

Having examined the same, would report it back to the Senate without recommendation.

A. G. HOVEY, *Chairman*.

The bill was considered engrossed, read third time, put upon its final passage.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Chrisman, Curl, Greenwood, Grim, Holton, Mitchell and Mr. President—7.

Nays—Messrs. Drew, Fitzhugh, Hovey, Kelly, Munroe, McBride and Taylor—8.

So the bill was lost.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 24.

MR. PRESIDENT : I am instructed by the Speaker to inform you that the House concurs in, and has adopted, S. J. R. No. 2 ; also, S. J. R. No. 4, which are herewith returned.

S. T. CHURCH, *Chief Clerk*.

Message from the House :

HOUSE OF REPRESENTATIVES, Sept. 25.

MR. PRESIDENT : I am instructed by the Speaker to inform you that he has signed,

H. B. No. 2, A bill to organize Umatilla county.

H. B. No. 15, Relative to the Cultivation of Oysters,

H. B. No. 25, A bill to provide for the safe keeping and treatment of the insane and idiotic.

Which are herewith transmitted for your signature.

S. T. CHURCH, *Chief Clerk*.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 23.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has adopted Senate Memorial, In reference to the establishment of a Branch Mint and Assay Office at the City of Portland, and recommend that the word "justice," on the last page be stricken out, and word "convenience" be inserted in its stead.

S. T. CHURCH, *Chief Clerk.*

The President announced that he had signed H. B's. Nos. 2, 15 and 25,

Committee on the Judiciary made the following report :

MR. PRESIDENT : Your Committee, to whom was referred H. B. No. 8, An Act to incorporate the City of Auburn.

Would respectfully report, that they have had the same under consideration, and would report the same back to the Senate, with the following amendments : Strike out all of section five, (5), after the word "offices," in the 18th line of said section ; also, strike out the whole of sections 18 and 19, and would recommend its passage, as amended.

J. H. MITCHELL, *Ch'n.*

The President announced that he had signed S. M. No. 1 ; also, H. J. R. No. 5, the same being also a Memorial to Congress.

The first amendment to H. B. No. 8, thus offered, was,
On motion of Mr. McBride, concurred in.

On motion of Mr. Mitchell, the second amendment, to strike out sections 18 and 19, was also concurred in.

On motion of Mr. McBride, that the rules be suspended, and the bill, as thus amended, be considered engrossed, and read a third time,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the motion prevailed.

The bill was then put upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Drew, Fitzhugh, Greenwood, Grim,

Hovey, Kelly, McBride, Mitchell, Taylor, Wagner and Mr. President—12.

Nays—Messrs. Curl, Holton, Munroe—3.

So the bill passed.

On motion, the Senate adjourned.

FRIDAY, SEPTEMBER 26, 1862.

Senate met pursuant to adjournment.

Journal of the Senate was read and approved.

Mr. Mitchell, from the Judiciary Committee, offered the following report :

MR. PRESIDENT : Your Committee, to whom was referred

S. B. No. 14, A bill providing for a Code of Civil Procedure.

Would respectfully report, that they have had the same under consideration, and report the same back to the Senate, and would recommend its passage, with the following amendment : Strike out the word " obligation," in the 20th line of the third page.

J. H. MITCHELL, *Ch'n.*

Mr. Kelly offered the Certificate from the Clerk of Josephine county of Election to the State Senate, of Mr. Brock, of Josephine county ; which,

On motion Mr. Kelly, was referred to Committee on Elections.

Mr. Mitchell, offered, from Code Commission,

S. B. No. 15, An Act relative to special partnerships.

Which was read first time, and 100 copies ordered printed.

H. B. No. 17 was read the first time.

H. B. No. 33, An Act to change the name of Curry County,
Was read second time, and referred to Committee on Counties.

H. B. No. 27, An Act fixing time for the commencement and ending of county offices.

Was read second time, and referred to Committee on Elections.

Mr. Mitchell offered

S. B. No. 16, An Act for the re-apportionment of State.

Which was read first time, and 100 copies ordered printed.

The Judiciary Committee made the following report :

MR. PRESIDENT : Your Committee, to whom was referred the Report of Code Commissioners, respectfully report, that they have had the same under consideration, and herewith report a Bill, entitled "An Act to provide for limited partnerships," and recommend its passage.

J. H. MITCHELL, *Ch'n.*

S. B. No. 14, An Act regulating the mode of civil procedure in courts of record,

Was then considered engrossed, and put upon its third reading.

Pending the reading of which,

On motion of Mr. Curl, the Senate adjourned.

AFTERNOON SESSION.

The reading of Code Bill No. 14 was resumed.

Committee on Claims reported back to the Senate H. B. No. 12, with recommendation that it pass:

Pending the reading of S. B. No. 14, of the Code,

On motion of Mr. Mitchell, the Senate adjourned.

SATURDAY, SEPTEMBER 27, 1862.

Senate met pursuant to adjournment.

Mr. Greenwood, from Committee on Roads and Highways, made the following report :

The Committee on Roads and Highways, to whom was referred H. B. No. 23, An Act to declare the Calapooia River a Public Highway ;

Having duly considered the bill, and accompanying papers, would report the same back to the Senate, and recommend its passage.

W. GREENWOOD, *Ch'n.*

H. B. No. 23 was then read third time, and put upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, Mitchell, Wagner, Taylor and Mr. President—15.

Nays—McBride—1.

So the bill passed.

Mr. Ballard, from Committee on Elections made the following report :

MR. PRESIDENT : Your Committee, to whom was referred H. B. No. 27, would report the same back without amendment, and recommend its passage.

D. W. BALLARD, *Ch'n.*

Mr. Hovey, from the Committee on Counties made the following report :

The Committee on Counties, to whom was referred

H. B. No. 33, To change the name of Curry county,

Having duly considered the same, would report it back to the Senate, with the following amendment.

A. G. HOVEY, *Ch'n.*

The Committee on Corporations, made the following report :

MR. PRESIDENT : Your Committee on Corporations, to whom was referred

H. B. No. 14, Relative to incorporation of Astoria.

Have had the same under consideration, and would respectfully report the same back to the Senate, with the following amendments, and would recommend its passage as amended.

1st. Strike out the title of the bill, and insert in stead thereof "A bill to amend An Act entitled An Act to incorporate the town of Astoria," passed January 18, 1856.

2d. Strike out all of section first, after the enacting clause, and insert, instead thereof, the following, "That section one of article first, of said Act, be, and the same is hereby, amended so as to read as follows : 'The boundary limits of the town of Astoria shall be as follows : Beginning at the north-east corner of Shively's amended plat, and running thence south along said plat to the south-east corner thereof, thence west, along said plat to the south-west corner thereof, thence by a direct line to the south-west corner of McClure's plat, as originally recorded, thence due west twenty rods, thence due north to the State line, thence east

along said line to a point due north of the place of beginning, thence south to the place of beginning.' ”

3d. Strike out the whole of section third, and insert the following : That section five of Article third, of said Act, be and the same is hereby amended, so as to read as follows : “ In case of vacancy in the office of Treasurer, Marshall, Trustee, or other corporation officer, the Board of Trustees may fill such vacancy, until the next regular election, and until a successor shall be elected and qualified.”

J. H. MITCHELL, *Ch'n.*

President appointed Mr. Hovey on the Joint Committee to act with the Governor in seeking sight for Penitentiary &c.

On motion of Mr. Mitchell, the second amendment to H. B. 14, recommended by Committee on Corporations, was adopted.

On motion of Mr. McBride, the third amendment, as above, was adopted.

The bill was then read third time, and put upon its final passage. The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Holton, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner, Mr. President—16.

Nays—None.

So the Bill passed.

On motion of Mr. McBride, the title was then amended to read, “ A bill to amend An Act entitled, An Act to incorporate the town of Astoria, passed January 18, 1856.”

Message from the House :

HOUSE REPRESENTATIVES, Sept. 26.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has passed the accompanying

S. B. No. 6, To provide for the payment, by the State, of the direct Federal Tax of 1861,

With the following amendments : First, Strike out, in section one, the words “ Twenty-nine thousand eight hundred and sixty-nine and 9-100,” and insert in its stead, “ Thirty-five thousand one hundred forty and two thirds dollars.” Second, Strike out all after the words “ sum of,” in the third line, as printed, to the word “ shall,” and insert the words, “ Twenty-five thousand one hundred and forty and two-thirds dollars.” Third, By the addition of the following words, to section two, “ And that the Treasurer of State shall pay the amount hereby appropriated, in coin.”

And to request your concurrence in the same.

S. T. CHURCH, *Chief Clerk.*

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Upon the motion to adopt the first House amendment,
The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Carl, Greenwood, Grim,
Hovey, McBride, Mitchell and Mr. President—9.

Nays—Messrs. Drew, Fitzhugh, Holton, Kelly, Munroe and
Wagner—6.

So the motion prevailed.

The second and third amendments were then agreed to.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 26.

MR. PRESIDENT : I am directed by the Speaker of the House
to inform you that the House has passed the accompanying bills :

S. B. No. 10, An Act to accept lands for Agricultural Colleges.

S. B. No. 5, entitled "An Act for the relief of Theodore Bur-
mester,"

With the following amendments : Strike out the words "\$70 00,"
where it occurs, in section first, and insert "\$59 00,". Also,
Strike out the words "\$70 00," where it occurs, in section three,
and insert "\$59 00," and to request your concurrence in the same.

S. T. CHURCH, *Chief Clerk*.

S. B. No. 5, as amended, was then concurred in.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 26.

MR. PRESIDENT : I am instructed by the Speaker of the House
to inform you that the House has concurred in the amendments of
the Senate to

H. B. No. 8, To incorporate town of Auburn.

S. T. CHURCH, *Chief Clerk*.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 26.

MR. PRESIDENT : I am directed by the Speaker of the House
to inform you that the House has adopted

H. J. R. No. 9, To appoint a Joint Committee to re-apportion
Senators and Representatives of the State.

And respectfully ask your concurrence therein.

The Speaker has appointed on the part of the House, Messrs.
Moore, Applegate and Wilcox.

S. T. CHURCH, *Chief Clerk*.

On the motion of Mr. Kelly, to lay H. J. R. on the table,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Drew, Fitzhugh, Greenwood, Grim, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 27.

MR. PRESIDENT : I am instructed by the Speaker of the House to inform you that the House has passed the accompanying bills :

H. B. No. 11, An Act to provide for purchasing the decisions of the Supreme of the State of Oregon.

H. B. No. 40, An Act for the relief of Alfred Allen.

H. B. No. 42, An Act to change the time of holding the regular biennial session of The Legislative Assembly of the State of Oregon.

Which are herewith transmitted, and your concurrence respectfully solicited therein.

S. T. CHURCH, *Chief Clerk*.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 27.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that he has signed Senate Bills No. 4, and No. 7, which are herewith transmitted for your signature.

S. T. CHURCH, *Chief Clerk*.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 26.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has passed the accompanying bills :

H. B. No. 24, A bill for the relief of School District No. 16, in Josephine county.

H. B. No. 34, An Act for the relief of David Linn, of Jackson county.

And your concurrence respectfully solicited therein.

S. T. CHURCH, *Chief Clerk*.

H. B. No. 27 was then read third time, and put upon its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Holton, Kelly, Munroe, McBride, Taylor, and Mr. President—12.

Nays—Hovey—1.

So the bill passed.

H. B. No. 12 was then read third time, and put upon its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, Mitchell, McBride, Taylor, Wagner and Mr. President—16.

Nays—None.

So the bill passed.

The Senate then went into Committee of the Whole,
Mr. Mitchell in the Chair,

To consider the General Incorporation Act.

After remaining therein for awhile, the Committee rose, reported progress, and asked leave to sit again.

On motion of Mr. Kelly, leave was granted.

The President announced that he had signed S. B. No. 4, and S. B. No. 7.

H. B. No. 33, with amendments, was taken up.

Mr. Kelly moved to lay on the table.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Drew, Fitzhugh, Kelly, Munroe—4.

Nays—Messrs. Ballard, Chrisman, Curl, Greenwood, Grim, Holton, Hovey, McBride, Mitchell, Taylor, Wagner and Mr. President—12.

So the motion was lost.

Mr. Kelly offered to amend, as follows :

Strike out the word "Lyon," and insert "Orford," so as to read "Orford county."

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Drew, Fitzhugh, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor—9.

Nays—Messrs. Ballard, Chrisman, Curl, Greenwood, Holton, Wagner and Mr. President—7.

So the amendment was adopted.

On motion, Senate adjourned.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

H. B. No. 33, still under consideration.

On motion of Mr. Drew, to lay on the table.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Drew, Fitzhugh, Grim, Kelly, Munroe, Taylor—6.

Nays—Messrs. Ballard, Chrisman, Curl, Greenwood, Holton, Hovey, McBride, Mitchell, Mr. President—9.

So the motion was lost.

The bill was then put on its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Greenwood, Grim, Holton, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—Messrs. Drew, Fitzhugh, Kelly—3.

So the bill passed.

On motion of Mr. McBride, to adjourn,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Greenwood, Grim, Holton, Kelly, Munroe, Taylor—9.

Nays—Messrs. Chrisman, Fitzhugh, Hovey, McBride, Mitchell, Wagner and Mr. President—7.

So the Senate adjourned.

MONDAY, SEPTEMBER 29, 1862.

Senate met pursuant to adjournment.

Absent—McBride, Grim and Taylor.

Journal read and approved.

S. B. No. 16, was read second time, and referred to Committee of the Whole.

S. B. No. 11, was read second time, and referred to Judiciary Committee.

S. B. No. 12 was read second time, and referred to Committee of the Whole.

S. B. No. 13, Regulating roads and highways.

On motion of Mr. Mitchell, to read second time, by title,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Greenwood, Holton, Hovey, Kelly, Munroe, Mitchell, Wagner and Mr. President—13.

Nays—None.

So the motion prevailed.

On motion of Mr. Kelly, the bill was then referred to Committee on Roads and Highways.

On of Mr. Kelly, to read S. B. 15 second time by title,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Greenwood, Fitzhugh, Holton, Hovey, Kelly, Munroe, Mitchell, Wagner and Mr. President—13.

Nays—None.

So the motion prevailed.

On motion of Mr. Mitchell, it was referred to Committee on Corporations.

H. B. No. 11 was read first time.

H. B. No. 24 was read first time.

H. B. No. 34 was read first time.

H. B. No. 40 was read first time.

H. B. No. 42 was read first time.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 29.

MR. PRESIDENT : I am instructed by the Speaker of the House to inform you that he has signed

H. B. No. 8, An Act to incorporate the City of Auburn.
Which is herewith transmitted for your signature.

S. T. CHURCH, *Chief Clerk.*

On motion Senate adjourned.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

Mr. Kelly offered the following :

S. R. No. 20, *Resolved*, That the Secretary of State be requested to furnish the Senate with an Abstract of the amount paid out of the State Treasury, within the last two years, to the Sheriffs of the several counties of the State, for conveying convicts to the Penitentiary, and that he designate the amount paid for conveying each convict.

— Which was adopted.

On motion of Mr. Kelly, the reading of Code Bill No. 14 was continued ; pending which, was announced,

Message from the House :

HOUSE OF REPRESENTATIVES, Sept. 29.

MR. PRESIDENT : I am instructed by the Speaker to inform you that the House concurs with the Senate in the passage of S. J. R. No. 5, which is herewith transmitted with the Speaker's signature.

S. T. CHURCH, *Chief Clerk*.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 29.

MR. PRESIDENT : I am instructed by the Speaker to inform you that he has signed S. B. No. 10. Also that he has signed the following House bills :

H. B. No. 12, For relief of Westerfield, and others.

H. B. No. 23, An Act to declare the Calapooia River Navigable.

H. B. No. 27, An Act fixing time for the commencement and ending of county-offices.

Which is herewith transmitted for your signature.

S. T. CHURCH, *Chief Clerk*.

Message from the House :

HOUSE REPRESENTATIVES, Sept. 29,

MR. PRESIDENT : I am directed by the Speaker of House to inform you that the House has passed the following bills :

H. B. No. 52, An Act for the relief of H. Cammon.

H. B. No. 53, An Act for the relief of H. G. Blake.

H. B. No. 54, An Act for the relief of John Fullerton.

H. B. No. 35, An Act to create a Fifth Judicial District, and increase the number of Justices of Supreme Court.

And your concurrence therein, respectfully solicited.

S. T. CHURCH, *Chief Clerk*.

The President announced that he had signed S. B. No. 10, H. B.'s Nos. 12, 23, 27, and S. J. R. No. 5.

Reading of Code Bill (S. B. 14.) was continued, pending which, On motion of Mr. Holton, Senate adjourned.

TUESDAY, SEPTEMBER 30, 1862.

Senate met as per adjournment.

Journal was read and approved.

Mr. Greenwood, from the Committee on Roads and Highways, made the following report :

MR. PRESIDENT : Your Committee, to whom was referred

S. B. No. 13, Providing for Working Roads and Highways,

Reported by the Code Commission, having had the same under due consideration, would report it back to the Senate without recommendation.

WM. GREENWOOD. *Chairman*.

Mr. Mitchell, from the Judiciary Committee, offered the following report :

MR. PRESIDENT : Your Committee on Judiciary, to whom was referred

S. B. No. 11, A Bill providing for the preservation of Judicial and other public notices, in the several Counties of this State,

Have had the same under consideration, and would report the same back to the Senate, without amendment, with the recommendation that it do pass.

J. H. MITCHELL, *Ch'n*.

The Committee on Elections, to whom was referred the Certificate of Election of Henry Bock, Esq., as a State Senator from Josephine county, having had the same under consideration, would report : That they are satisfied that no vacancy existed, at the time that Mr. Bock claims to have been chosen State Senator.— As a vacancy was the basis of this claim, and, as in relation to

that question, we have arrived at the conclusion stated, we report the matter to the Senate with the statement that the claimant is not entitled to a seat in this body.

D. W. BALLARD, *Ch'n.*

On motion of Mr. McBride, the report of the Committee was adopted.

S. B. No. 17, For relief of Wasco county.

Was read second time, and,

On motion of Mr. Kelly, was referred to Committee on Claims.

S. B. No. 18 was read second time, and,

On motion of Mr. Mitchell, was referred to the Committee on the Judiciary.

Mr. Hovey, from Committee on Education reported

S. B. No. 19, Relative to acceptance, by State, of various lands donated by Congress of the United States, and location of the same by the Governor.

Which was read first time.

Reading of S. B. No. 14, from the Code, was then continued, until so much as was reported on by Committee on Judiciary was finished ; when

Mr. Hovey moved to suspend reading of Code, and take up any other business before the Senate.

Which motion prevailed.

H. B.'s 35, 52, 53 and 54, were read first time.

H. B. No. 24, was read second time, and

On motion Mr. Holton, referred to Committee on Education.

H. B. No. 34 was read second time, and

On motion Mr. Kelly, referred to Committee on Claims.

H. B. No. 40 was read second time, and

On motion Mr. Kelly, referred to Committee on Claims.

H. B. No. 42 was read second time, and

On motion Mr. Mithell, referred to Committee of the Whole.

On motion Mr. Hovey, Senate went into Committee of the Whole, to consider

S. B. No. 9, On Private Incorporations.

After remaining therein for a time, the Committee rose, reported progress, and asked leave to sit again ; which,

On motion of Mr. Kelly, was granted.

Message from the House :

HOUSE OF REPRESENTATIVES, Sept. 30.

MR. PRESIDENT : I am instructed by the Speaker to inform you that the House concurs in Senate amendment to H. J. R. No. 8.

Also, the Speaker has signed Senate Bills Nos. 5 and 6, which are herewith returned.

S. T. CHURCH, *Chief Clerk.*

Message from the House :

HOUSE REPRESENTATIVES, Sept. 30.

MR. PRESIDENT : I am directed by the Speaker of House to inform you that the House has passed

H. B. No. 37, An Act to regulate the rights of miners and farmers in mining districts.

Which is herewith transmitted, and your concurrence therein respectfully solicited.

S. T. CHURCH, *Chief Clerk.*

Message from the Secretary of State :

OFFICE SECRETARY OF STATE, }
SALEM, Sept. 30, 1862. }

PRESIDENT OF THE SENATE—*Sir*: In response to Senate Resolution No. 20, I have the honor to submit the accompanying Abstract, from the Report of the late Secretary, and now in possession of the State Printer.

Your obedient servant,

SAMUEL E. MAY,

Secretary of State.

Abstract of the Amount paid out of the State Treasury, from September 8th, 1860, to September 8th, 1862, inclusive, to the Sheriffs of the several Counties of the State of Oregon, for conveying Convicts to the Penitentiary, and the amount paid for conveying each :

M. Riley, one convict from Curry county.....	\$	822 00
Jas. Huff, one convict from Lane county.....		65 50
Jefferson Howell, one convict from Josephine Co..		464 00
Jas. Huff, one convict from Lane county.....		35 00
A. N. Locke, two convicts from Benton county...		182 00
Geo. A. Edes, one convict from Marion county...		58 00
Jas. Meader, one convict from Lane county.....		148 50
Geo. A. Edes, two convicts from Marion county..		100 00
Henry Warren, two convicts from Yamhill county		64 40
Henry Warren, two convicts from Yamhill county		64 40
Geo. A. Edes, one convict from Marion county...		61 66

John Fullerton, one convict from Douglas county. \$	296 00
W. S. Dryden, one convict from Coos county.....	258 40
L. Howe, one convict from Douglass county.....	274 00
F. M. Arnold, five convicts from Multnomah Co..	22 00
Sheriff Wasco county, two convicts.....	114 00
Sheriff Marion county, two guards.....	12 00
Sheriff Linn county, one convict.....	46 00
Sheriff Douglas county, one convict.....	274 00
Sheriff Lane county, one convict.....	139 00
Sheriff Wasco county, five convicts.....	208 50
Sheriff Curry county, one convict.....	100 00
Sheriff Multnomah county, four convicts.....	17 60
Sheriff Yamhill county, one convict.....	79 60
Sheriff Yamhill county, one convict.....	39 00
Sheriff Wasco county, two convicts.....	74 00
Sheriff Josephine paid for guard, supplemental to account.....	17 00
Total.....	\$4,036 56

Message from the Governor :

Gentlemen of the Senate:

Herewith, I return S. B. No. 7, with my objections to one provision thereof. I have no objections to the main features of the bill, but do not approve of that part which provides that the Secretary of State may, if he deem it necessary, call upon claimants for the production of other evidence of their fidelity to the United States, and to this State; nor do I approve of that provision that allows the Secretary to reject claims, if proof to his satisfaction is not produced. A person, through malicious motives, may, unknown to the claimant, go to the Secretary of State, and prejudice his mind against a loyal citizen, having a claim against the State, which would lead to the production of additional testimony. It is a disgrace to be suspected of disloyalty; and the suspicion resting upon any man of whom the Secretary had required additional proof, would degrade him in the estimation of loyal men, not having a full knowledge of the facts. It places the Secretary of State in an unenviable position, when he is to say to one man, I suspect your loyalty, and to another, I do not.

The Secretary of State is a ministerial officer, and not a judicial officer. The decision of a question, as to whether a man is entitled to a claim against the State, when his loyalty is at issue, is a judicial question, involving a knowledge of law, and the rules of evidence, which should not be passed on by a ministerial officer, without the right of appeal.

This bill provides no right of appeal from the decision of the Secretary of State, and, under it, a loyal citizen might lose a just claim, and sustain a greater loss—that of his character for fidelity to the Government.

(Signed) ADDISON C. GIBBS,
Governor of Oregon.

Executive Office, Sept. 29, 1862.

On motion of Mr. Kelly, to adjourn,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Holton, Munroe, Mitchell, Taylor, Wagner, Mr. President—11.

Nays—Messrs. Drew, Grim, Hovey, Kelly, McBride—5.

So the Senate adjourned.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

And resumed consideration of the Governor's Message, vetoing S. B. No. 7. The reading of which was called for, as also the reading of the vetoed bill.

Mr. Mitchell moved to reconsider the vote by which the bill was originally passed.

Which was carried in the affirmative, and the Senate resumed consideration of the bill in question.

After discussion by Messrs. Bowlby, Drew, Mitchell, McBride, Holton and Kelly, the question was put,

Shall the bill prevail, notwithstanding the objections of the Governor?

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Greenwood, Grim, Holton, Hovey, McBride, Mitchell, Taylor, Wagner and Mr. President—12.

Nays—Messrs. Drew, Fitzhugh, Kelly, Munroe—4.

So the bill, so far as the Senate was concerned, was passed over the veto of the Governor.

Message from the Governor :

Gentlemen of the Senate :

I have approved and signed the following bill,

S. B. No. 4, A bill for the payment of certain contingent expenses of the Legislative Assembly.

(Signed) ADDISON C. GIBBS,
Governor of Oregon.

Executive Office, Sept. 29, 1862.

On motion of Mr. Grim, Senate adjourned.

WEDNESDAY, OCTOBER 1, 1862.

Senate met pursuant to adjournment.

Absent—Greenwood.

Journal was read and approved.

Mr. Kelly offered a petition from citizens of Clackamas county, in reference to joining fences, to detriment of neighborhood roads, which was,

On motion of Mr. Mitchell, referred to Committee on Roads and Highways.

Mr. Hovey presented a petition from citizens of Benton county, asking for the passage of a usury law, which was,

On motion of Mr. Hovey, referred to Committee on Commerce, with instructions to report a bill.

Mr. Hovey, from Committee on Education, made the following report:

MR. PRESIDENT: The Committee on Education, to whom was referred

H. B. No. 24, A bill for the relief of School District No. 16, in Josephine county,

Having duly considered the same, would report it back to the Senate, and recommend its passage.

A. G. HOVEY, *Ch'n.*

Mr. Grim presented the following bill,

S. B. No. 20, To authorize County Commissioners to erect or purchase Bridges.

Which was read first time.

S. B. No. 14, From Code Commission was taken up, and the reading of the same, the third time, was finished.

And pending the final passage of the same,

On motion of Mr. Mitchell, Senate adjourned.

THURSDAY, OCTOBER, 2, 1862.

Senate met pursuant to adjournment.

Absent—Greenwood.

Journal was read and approved.

Mr. Carl presented a petition from O. C. Pratt, asking for payment, by the State, of amount of judgment rendered against

the Territory of Oregon, in favor of Joaquin Young, for sum of \$4,994.64; same being assigned to said O. C. Pratt.

On motion Mr. Mitchell, said petition was referred to Committee on Claims.

Mr. Holton offered

S. J. R. No. 6, Relative to establishing military posts in the vicinity of Klamath Lake.

The yeas and nays being demanded, resulted as follows:

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Wagner and Mr. President—14.

Nays—None.

So the resolution was adopted.

S. B. No. 14, from Code Commission, was then taken up, and

Mr. Mitchell, from Judiciary Committee, offered the following amendments:

Amend section 298: Strike out of the first line the word "ten" and insert "sixty." Second amendment, Strike out of the third line, the word "three," and insert the word "two."

Amend section 299: Strike out the word "ten," wherever it occurs in the section, and insert "sixty." Second amendment, Strike out of third line the words "two per cent.," and insert "interest at the rate of two per cent. per month." Third amendment, In fourth line, after the word "thereon," insert, "from the date of the last preceding redemption." Fourth amendment, Strike out, in the 11th line, the words "with two per cent. thereon in addition," and insert "with interest at the rate of two per cent. per month thereon, from the date of such previous redemption."

Amend section 300: Strike out of second line, the words, "within two months from the date of sale," and insert "at any time prior to the confirmation of sale." Second amendment, Strike out of the third line the word "three," and insert "two."

Amend section 301: Strike out the word "ten," wherever it occurs, in the section, and insert, "sixty."

Amend section 883, Strike out the word "precinct," in the eighth line, and insert, instead thereof, the word "county."

Amend section 918: Strike the whole of the fifth subdivision, preceding the word "dollars," and including said word, in the third line thereof.

Mr. Drew proposed to amend, by striking out all of Title IV, in chapter XI.

Pending these amendments,

Mr. Grim moved to adjourn until 9 o'clock, Saturday next.

Which motion was carried.

SATURDAY, OCTOBER 4, 1862.

Senate met pursuant to adjournment.

Absent—Messrs. McBride and Ballard.

Journal read and approved.

Mr. Holton offered petition for the relief of School District No. 5, Josephine county ; which,
On motion, was referred to Committee on Education.

Mr. Mitchell offered
S. B. No. 21, To amend An Act relating to Justices of the Peace.

Which was read first time.

Mr. Kelly moved to take up the "Practice Act," from the Code.
Which motion prevailed.

The pending amendments on the same were taken into consideration.

On motion of Mr. Kelly, the amendments to section 298 were adopted.

On motion of Mr. Mitchell, the amendments to section 299 were adopted.

On motion of Mr. Mitchell, the amendments to section 300 were adopted.

On motion of Mr. Drew, the amendments to sections 301 were adopted.

The amendment to section 883 being taken up,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Grim, Holton, Hovey, Kelly, Mitchell and Mr. President—7.

Nays—Messrs. Curl, Drew, Fitzhugh, Greenwood, Munroe, Taylor and Wagner—7.

So the amendment was lost.

On motion of Mr. Kelly, the amendment to section 918 was adopted.

Mr. Mitchell moved to strike out "twenty-five" in third subdivision of section 918, and insert "twenty-one."

Which was adopted.

Mr. Drew's amendment to strike out Title IV, of Chapter XI, relative to Justices Courts, was taken up and lost.

Mr. Curl moved to amend section 879, as follows: Strike out the words "one hundred," wherever it occurs, and insert "two hundred and fifty;" on which motion

The yeas and nays being demanded, resulted as follows:

Yeas—Messrs. Chrisman, Curl, Fitzhugh, Greenwood, Grim, Holton, Hovey, Munroe, Taylor—9.

Nays—Messrs. Kelly, Mitchell, Wagner, Mr. President—4.

So the motion prevailed.

On motion of Mr. Mitchell, further consideration of the bill was postponed until 2 o'clock, p. m.

S. B. No. 11, was read third time.

On motion of Mr. Hovey, further action on the bill was postponed until Monday morning.

S. B. No. 13, was read third time.

On motion of Mr. Mitchell, further action on the same was deferred until Monday morning next.

On motion of Mr. Kelly, to adjourn,

The yeas and nays being demanded, resulted as follows:

Yeas—Messrs. Holton, Kelly—2.

Nays—Messrs. Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Munroe, Mitchell, Taylor, Wagner, Mr. President—11.

So the motion was lost.

Message from the House:

HOUSE REPRESENTATIVES, Oct. 4.

MR. PRESIDENT: I am directed by the Speaker of the House to inform you that the House has failed to concur in Senate amendments to

H. B. No. 33, An Act to change the name of Curry County, Which is herewith returned for your further consideration.

S. T. CHURCH, *Chief Clerk*.

Message from the House:

HOUSE REPRESENTATIVES, Oct. 4.

MR. PRESIDENT: I am instructed by the Speaker of the House to inform you that the House has adopted S. J. R. No. 6, with the following amendments:

Insert after the words "Southern Oregon," the words, "and in the vicinity of Fort Boise, on Snake river;" also, strike out the word "Southern," in last line.

The resolution, with the amendments are herewith transmitted for your concurrence.

S. T. CHURCH, *Chief Clerk.*

S. J. R. No. 6, was then taken up, when the Senate refused to concur in the amendments proposed by the House.

H. B. No. 24, was read third time, and being put upon its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill passed.

Message from the Governor :

Gentlemen of the Senate:

I have approved and signed the following bills :

S. B. No. 5, entitled "An Act for the relief of Theodore Burmester,"

S. B. No. 6, For the payment, by the State, of the District Federal Tax of 1861.

ADDISON C. GIBBS,

Governor of Oregon.

Executive Office, Oct. 20, 1862.

On motion of Mr. Grim, Senate adjourned.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

Resumed consideration of S. B. No. 14, from the Code.

Mr. Curl offered the following :

S. J. R. No. —, *Resolved, by the Legislative Assembly of the State of Oregon*, That the consideration of Code reported by the Code Commission elected by the last Legislative Assembly, be postponed to the next session of the Legislature, and that, in the meantime, the Commission cause the same to be completed, and two hundred and fifty copies be printed for the use of the next Legislative Assembly, as required by the Joint Resolution passed at the last Legislative Assembly.

The resolution being on its passage.

S. J.—11

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Curl, Munroe and Wagner—4.

Nays—Messrs. Drew, Fitzhugh, Greenwood, Grim, Hovey, Holton, Kelly, Mitchell, Taylor and Mr. President—10.

So the resolution was not adopted.

Mr. Mitchell offered the following : To amend by adding,

“SEC. 1167. This Act shall take effect and be in force on the first day of May, A. D., 1863, and not before.”

Which amendment was adopted.

The bill was then put upon its final passage,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Drew, Fitzhugh, Greenwood, Grim, Holton, Hovey, Kelly, Mitchell, Taylor and Mr. President—10.

Nays—Messrs. Chrisman, Curl, Munroe and Wagner—4.

So the bill passed.

The Senate then resumed consideration of

H. B. No. 33, To change name of Curry county.

Returned by the House with amendments not concurred in.

After some considerable discussion, the Senate receded from its amendments, thereby agreeing with the House in the passage of the original bill. On the question,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Chrisman, Curl, Greenwood, Grim, Hovey, Mitchell, Taylor, Wagner and Mr. President—9.

Nays—Messrs. Drew, Fitzhugh, Holton, Kelly and Munroe—5.

Mr. Hovey, from Committee on Education, made the following report :

The Committee on Education, to whom was referred the petition of citizens of Josephine county, praying for the relief of School District No. 5, in said county, having had the same under due consideration, would report the following bill, and recommend its passage.

A. G. HOVEY, *Ch'n.*

S. B. No. 22, For relief School District No. 5,

Was read first time.

H. B. No. 35, was read second time.

On motion of Mr. Holton, was referred to Committee on Counties.

H. B. No. 39, was read first time.

On motion to suspend rules, and read second time, by title,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Greenwood,
Grim, Holton, Hovey, Kelly, Mitchell, Taylor, Wagner—12.

Nay—Mr. President—1.

So the bill was read second time, by its title, and referred to
Committee on Judiciary.

H. B. No. 52, was read second time, and

On motion to suspend rules, and read third time,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Greenwood,
Grim, Holton, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner,
Mr. President—14.

Nays—None.

So the bill was read third time, and put upon its final passage.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Grim, Green-
wood, Holton, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner,
Mr. President—14.

Nays—None.

So the bill passed.

H. B. No. 53, was read second time.

On motion to suspend rules, and read third time,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Greenwood,
Grim, Holton, Hovey, Munroe, Kelly, Mitchell, Taylor, Wagner,
Mr. President—14.

Nays—None.

So the bill was read third time, and put upon its final passage.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Grim, Green-
wood, Hovey, Holton, Kelly, Munroe, Mitchell, Taylor, Wagner,
Mr. President—14.

Nays—None.

So the Bill passed.

On motion of Mr. Hovey, Senate adjourned.

MONDAY, OCTOBER 6, 1862.

Senate met as per adjournment.

Journal was read and approved.

On motion of Mr. Kelly, the order of the day was taken up, and S. B. No. 11, deferred, on its third reading, until this morning, was taken up, and put upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Holton, Hovey, McBride, Mitchell, Taylor, Wagner and Mr. President—7.

Nays—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Kelly, Munroe—9.

So the bill was lost.

S. B. No. 13, which was, pending its third reading, deferred on Saturday until Monday morning, was taken up, and,

On motion of Mr. Chrisman, was referred to a select committee of three, consisting of Messrs. Chrisman, Kelly and McBride.

On motion of Mr. Hovey, the Senate went into Committee of the Whole, to consider the Corporation Act.

Mr. Hovey in the Chair.

After some time spent therein, the Committee rose and reported the bill back to the Senate with certain amendments, with the recommendation that the bill, as amended, do pass.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 4.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House insists upon the amendment to S. J. R. No. 6, which is herewith returned.

S. T. CHURCH, *Chief Clerk*.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 4.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has passed

H. B. No. 48, An Act to change the line between Clackamas and Washington counties.

Which is herewith transmitted and your concurrence therein respectfully solicited.

S. T. CHURCH, *Chief Clerk*.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 6.

MR. PRESIDENT : I am instructed by the Speaker of the House to inform you that the House has passed

H. B. No. 41, An Act to incorporate Dalles City.

H. B. No. 57, An Act to amend An Act incorporating the Clackamas river Bridge Company.

Which are herewith transmitted, and your concurrence respectfully solicited therein.

S. T. CHURCH, *Chief Clerk.*

On motion Mr. Mitchell, the Senate adjourned.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

The question pending before the Senate, was the amendments proposed by the Committee of the Whole.

After some discussion, the report of the Committee, with the amendments proposed by them, were adopted ; and

On motion of Mr. Kelly, the bill was ordered engrossed and read third time to-morrow.

On motion of Mr. Mitchell, the Senate adjourned.

EVENING SESSION.

Senate met pursuant to adjournment.

Mr. Mitchell offered

S. J. R. No. 7, *Resolved by the Senate, the House concurring,* That no bills shall be offered, in either branch of this Legislature, after the 14th day of October, 1862.

On motion of Mr. Kelly, to lay the resolution on the table, The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Drew, Fitzhugh, Grim, Kelly and Mr. President—7.

Nays—Messrs. Curl, Greenwood, Holton, Hovey, Munroe, McBride, Mitchell and Taylor—8.

Blank—Wagner.

So the motion was lost.

On motion of Mr. Mitchell, to adopt the resolution,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Curl, Greenwood, Fitzhugh, Holton, Munroe, McBride, Mitchell, Taylor and Wagner—9.

Nays—Messrs. Ballard, Chrisman, Drew, Grim, Hovey, Kelly and Mr. President—7.

So the resolution was adopted.

H. B. No. 57, Relating to toll-bridges,
Was read first time.

H. B. No. 48, To change line of Clackamas and Multnomah counties,
Was read first time.

H. B. No. 41, To incorporate Dalles City,
Was read first time.

The Senate then resolved itself into Committee of the Whole,
Mr. Mitchell in the Chair.

After remaining therein for a time, the Committee rose, and reported back S. B. No. 12, with certain amendments ; which, after discussion, were adopted, and,

On motion of Mr. Kelly, the bill was ordered engrossed, and read third time to-morrow.

The Committee, also, reported back H. B. No. 42, without recommendation ; which was read third, and

On motion of Mr. Mitchell, to indefinitely postpone,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Drew, Holton, Hovey, Kelly, Mitchell, Wagner and Mr. President—8.

Nays—Messrs. Ballard, Curl, Fitzhugh, Grim, Munroe, McBride and Taylor—7.

So the bill was indefinitely postponed.

On motion of Mr. Hovey, the Senate adjourned.

TUESDAY, OCTOBER 7, 1862.

Senate met pursuant to adjournment.
Journal was read and approved.

Mr. Drew, Chairman Committee on Ways and Means, reported back H. B. No. 11, without recommendation.

Mr. Mitchell, Chairman Committee on Judiciary, reported back the following bill :

S. B. No. 18, Relative to the qualifying of assessors,
Without amendment, and recommend its passage.

Mr. Greenwood offered the following bill :

S. B. No. 23, An Act to regulate roads.
Which was read first time.

S. B. No. 19, relating to donated lands,
Was read second time, and,

On motion of Mr. Mitchell, referred to Committee on Public Lands.

S. B. No. 20, To authorize County Commissioners to erect or purchase Bridges.

Was read second time, and,

On motion of Mr. Kelly, referred to Committee on Corporations.

S. B. No. 21, To amend An Act relating to Justices of the Peace,

Was read second time, and,

On motion of Mr. Mitchell, referred to Committee on Judiciary.

S. B. No. 18, Relating to assessors,

Was read third time, and placed upon its final passage.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner, Mr. President—14.

Nay—Mr. Chrisman—1.

So the bill passed.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 7.

MR. PRESIDENT: I am directed by the Speaker of the House to inform you that the House has reconsidered the vote by which they insisted upon the adoption of House amendment to Senate Memorial, in regard to establishing a military post at Klamath Lake, and that the House does not insist upon their amendment.

S. T. CHURCH, *Chief Clerk.*

H. B. No. 11, An Act to provide for purchasing the decisions of the Supreme of the State of Oregon.

Was read third time, and placed upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Drew, Fitzhugh, Greenwood, Grim, Holton, Kelly, McBride, Mitchell and Wagner—9.

Nays—Messrs. Ballard, Chrisman, Curl, Hovey, Munroe, Taylor and Wagner—7.

So the bill passed.

S. B. No. 22, For relief of School District No. 5, Josephine county.

Was read second time, and,

On motion Mr. Holton, to suspend the rules, and read same third time,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—16.

Nays—None.

So the motion prevailed.

The bill was then placed upon its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—16.

Nays—None.

So the bill passed.

H. B. No. 48, To change the line between Clackamas and Multnomah counties,

Was read second time, and referred to Committee on Counties.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 7.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you he has signed

H. B. No. 14, An Act supplemental to An Act incorporating the town of Astoria.

Which is herewith transmitted for your signature.

S. T. CHURCH, *Chief Clerk*.

H. B. No. 57, To amend incorporation of Clackamas Bridge Company,

Was read first time.

On motion Mr. Drew, to suspend rules and read H. B. No. 41 second time,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the motion prevailed, and the bill was read second time by title, and,

On motion of Mr. Kelly, it was referred to the Committee on Corporations.

The President announced that he had signed H. B. No. 14.

Mr. Hovey, from the Committee on Counties, on leave, made the following report :

The Committee on Counties, to whom was referred

H. B. No. 35, An Act to create a fifth judicial district, and increase the number of justices of the Supreme Court,

Having had the same under consideration, would report it back to the Senate, and recommend its passage.

A. G. HOVEY, *Ch'n.*

H. B. No. 35, An Act to create a Fifth Judicial District, and increase the number of Justices of Supreme Court,

Was read third time, and placed upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner, Mr. President—16.

Nays—None.

So the bill passed.

Mr. Ballard offered the following bill :

S. B. No. 24, For the relief of Henry Bock.

Which was read first time.

Mr. McBride offered the following bill :

S. B. No. 25, Relative to taking oath of allegiance upon drawing moneys from the public treasury.

Which was read first time.

The Committee on Counties, to whom was referred,

S. J.—12

H. B. No. 48, To change the county line between Clackamas and Washington counties,

Having considered the same, would report it back to the Senate, and recommend its passage.

A. G. HOVEY, *Ch'n.*

On motion of Mr. Hovey, to suspend the rules, and read H. B. No. 48 third time,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—16.

Nays—None.

So the motion prevailed.

H. B. No. 48, An Act to change the line between Clackamas and Washington counties.

Was then read third time, and placed upon its final passage,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Kelly, Munroe, McBride, Mitchell, Holton, Hovey, Taylor and Wagner—15.

Nays—Mr. President—1..

So the bill passed.

Mr. Mitchell, from Judiciary Committee, made the following report :

MR. PRESIDENT : Your Committee on Judiciary, to whom was referred

S. B. No. 21, To amend An Act relating to Justices of the Peace,

Have had the same under consideration, and would respectfully report the same back to the Senate, without amendment, and recommend its passage.

J. H. MITCHELL, *Ch'n.*

On motion of Mr. Mitchell, to suspend rules, and read S. B. No. 21 third time,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Fitzhugh, Greenwood, Grim, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nay—Mr. Curl—1.

So the motion prevailed.

The bill was read third time, and,
On motion Mr. Hovey, further action was postponed until this afternoon.

On motion Mr. Drew, Senate adjourned.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

Mr. McBride, from Select Committee, reported back S. B. No. 13 to the Senate, with amendments, with the recommendation that the bill, as amended, pass.

Section first, was taken up, and the amendment to strike out the whole section and insert another, after discussion, was

On motion of Mr. McBride, adopted.

On motion of Mr. Fitzhugh, section two, as amended, was adopted.

On motion Mr. Kelly, section sixth, as amended was adopted.

On motion Mr. Ballard, section nine, as amended, was adopted.

On motion of Mr. McBride, section twelve, as amended, was adopted.

On motion of Mr. Hovey, section fourteen, as amended, was adopted.

On motion Mr. McBride, the bill was ordered engrossed, and read third time to-morrow.

S. B. No. 21, Relating to justices of the peace and constables, Was read third time, and being on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Drew, Greenwood, Kelly, McBride, Mitchell, Taylor and Mr. President—8.

Nays—Messrs. Chrisman, Curl, Fitzhugh, Grim, Holton, Munroe, Hovey, Wagner—8.

So the bill did not pass.

The Senate then resolved itself into Committee of the Whole, to consider the Apportionment Act.

Mr. Hovey in the Chair.

After remaining therein for a time, the Committee rose, reported progress, and asked leave to sit again.

S. B. No. 26. Relating to Public Administrators.
Was read first time.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 7.

MR. PRESIDENT : I am instructed by the Speaker of the House to inform you that the House has passed

H. B. No. 50, An Act to provide for the sale and disposition of land donated to Oregon for the establishment and endowment of a University,

Which are herewith transmitted, and your concurrence respectfully solicited therein.

S. T. CHURCH, *Chief Clerk.*

On motion of Mr. Kelly, Senate adjourned.

WEDNESDAY, OCTOBER 8. 1862.

Senate met pursuant to adjournment.

Mr. Mitchell, from Committee on Judiciary, reported back S. B. No. 15, An Act relative to special partnerships.

With recommendation that it be referred to Committee of the Whole ; and

On motion the report was adopted, and the bill so referred.

Mr. Hovey offered

S. B. No. 27, Relating to partition fences.

Was read first time.

Mr. Fitzhugh offered

S. B. No. 28, To provide for appraisement of property sold under execution,

Was read first time.

S. B. No. 19, Relative to acceptance, by State, of various lands donated by Congress of the United States, and location of the same by the Governor,

Was read second time, with the amendment proposed by Committee on Public Lands, and

On motion, the amendment was adopted, and the bill ordered to be engrossed, and read third time to-morrow.

Mr. Mitchell, Chairman Judiciary Committee, reported S. B.

No. 1 back with certain amendments, and the recommendation that the bill, as amended, do pass.

On motion, the amendments proposed were adopted, except that relating to section ten.

On motion of Mr. Drew, to amend by striking out the tenth section from the bill,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Greenwood, Grim, Hovey, McBride, Mitchell, Taylor, Wagner and Mr. President—12.

Nays—Messrs. Fitzhugh, Holton, Kelly, Munroe—4.

So the amendment was adopted.

On motion Mr. Kelly the bill was ordered engrossed and read third time to-morrow.

Mr. McBride, from Committee on Claims, reported back H. B. No. 17, with amendment, to reduce amount of \$54, named in the in the bill, to \$16 19 ; and

On motion of Mr. Ballard, amendment proposed was adopted.

Message from the House :

HOUSE REPRESENTATIVES, Oct 7.

MR. PRESIDENT : I am directed by the Speaker of House to inform you that the House has passed the following bills :

H. B. No. 6, An Act to provide for taking up and disposal of Estrays.

H. B. No. 29, An Act to Regulate Marriages.

H. B. No. 30, An Act to change the time of holding the County Court of Columbia County, and to fix the salary of its County Judge.

H. B. No. 46, An Act to provide for Building Bridges.

H. B. No. 55, An Act to prevent the spread of contagious diseases among domestic animals.

H. B. No. 60, An Act to provide for the payment of Members and Officers of the Legislative Assembly.

Which are herewith transmitted, and your concurrence therein respectfully solicited.

S. T. CHURCH, *Chief Clerk.*

Message from the House :

HOUSE REPRESENTATIVES, Oct. 7.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House concurs in

S. J. R. No. 7. Relative to the offering of bills after the 14th day of October, 1862,

Which is herewith returned.

S. T. CHURCH, *Chief Clerk.*

Message from the House :

HOUSE REPRESENTATIVES, Oct. 7.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has adopted the accompanying "Memorial," and your concurrence therein is respectfully solicited.

S. T. CHURCH, *Chief Clerk.*

On motion of Mr. Hovey, to concur in the House Memorial above mentioned, relating to mail route through Baker and Umatilla counties to Salt Lake, and Establishing Military Post at Fort Boise,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard. Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the Senate adopted the Memorial.

H. B. No. 50, To provide for sale of donated lands,
Was read first time.

H. B. No. 55, Relating to diseased cattle,
Was read first time.

H. B. No. 29, Relating to Marriages,
Was read first time.

H. B. No. 30, Relating to Columbia County Courts and Judge,
Was read first time.

H. B. No. 46, Relating to building of bridges,
Was read first time.

H. B. No. 6, Relating to Estrays,
Was read first time.

H. B. No. 60, Relating to expenses of Legislature,
Was read first time.

On motion of Mr. Drew, to suspend the rules and read the bill second time by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner—14.

Nay—Mr. President—1.

So the rules were suspended, and the bill was read second time, by its title.

On motion of Mr. Drew, to suspend rules and read the bill third time,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Fitzhugh, Greenwood, Holton, Hovey, Kelly, Munroe, McBride, Taylor, Wagner—12.

Nays—Messrs. Chrisman, Grim, Mitchell, Mr. President—4.

So the bill was read third time, and put upon its final passage.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Munroe, Kelly, McBride, Mitchell, Taylor, Wagner, Mr. President—16.

Nays—None.

So the bill passed.

Message from the House :

HOUSE OF REPRESENTATIVES, Oct. 8.

MR. PRESIDENT : I am instructed by the Speaker to inform you that the House has adopted

H. J. R. No. 10, In relation to going into Joint Convention for the election of three Pilot Commissioners and a State Librarian.

Your concurrence therein is respectfully solicited.

S. T. CHURCH, *Chief Clerk.*

On motion of Mr. Kelly,

H. J. R. No. 10, In relation to going into Joint Convention to elect Librarian and Pilot Commissioners,
Was laid on the table.

H. B. No. 17, For relief of Bonham,
Was considered, and,

On motion of Mr. Kelly, was deferred until afternoon.

On motion Mr. McBride, Senate adjourned.

AFTERNOON SESSION.

H. B. No. 17, For relief of B. F. Bonham,

Was put upon its final passage,

The yeas and nays were demanded, and resulted as follows:

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill passed.

H. B. No. 40, An Act for the relief of Alfred Allen.

Was read third time, and placed on its final passage,

The yeas and nays being demanded, resulted as follows:

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Kelly, Munroe, McBride, Taylor, Wagner and Mr. President—14.

Nays—Mr. Mitchell—1.

So the bill passed.

H. B. No. 57, To amend incorporation of Clackamas Bridge Company,

Was read third time, and placed on its final passage.

The yeas and nays were demanded, and resulted as follows:

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill passed.

S. B. No. 25, was read second time, and

On motion of Mr. Drew, to suspend the rules, and read the bill third time,

The yeas and nays were demanded, and resulted as follows:

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Greenwood, Grim, Holton, Munroe, Mitchell, Taylor and Wagner—11.

Nays—Messrs. Fitzhugh, Kelly McBride and Mr. President—4.

So the motion prevailed, and the bill read third time, and placed upon its final passage.

On leave of the Senate, Mr. Mitchell offered an amendment as follows:

Provided, further, That the Secretary of State may, if he deem proper, call upon any claimant for the production of some other evidence of his loyalty to the government of the United States, and of the State of Oregon. And if such claimant shall fail to produce some other evidence of his loyalty, when so required, the Secretary shall refuse to draw the warrant.

Mr. Holton offered an amendment to the amendment, as follows:

The Secretary of State may, if he deem it necessary, demand one or two more additional witnesses, to prove his loyalty.

On the question of adopting the amendment to the amendment, The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Fitzhugh, Greenwood, Holton, Munroe, Mitchell and Mr. President—8.

Nays—Messrs. Curl, Drew, Hovey, Grim, Kelly, McBride, Taylor and Wagner—8.

So the amendment to the amendment was lost.

On the adoption of the amendment offered by Mr. Mitchell, The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Fitzhugh, Greenwood, Holton, Munroe, Mitchell and Mr. President—8.

Nays—Messrs. Curl, Drew, Grim, Hovey, Kelly, McBride, Taylor and Wagner—8.

So the amendment was lost.

On the final passage of the bill,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Greenwood, Grim, Holton, Hovey, McBride Mitchell, Taylor, Wagner—11.

Nays—Messrs. Chrisman, Fitzhugh, Kelly, Munroe, and Mr. President—5.

So the bill passed.

On motion of Mr. Mitchell. Senate adjourned.

THURSDAY, OCTOBER, 9, 1862.

Senate met pursuant to adjournment.
Journal was read and approved.

Mr. Mitchell, from Committee on Corporations, reported back, H. B. No. 41, An Act to incorporate Dalles City,
With certain amendments, and recommended that the bill, as amended, do pass.

Mr. McBride presented petition from citizens of Yamhill county, relative to a Usury Law ; which was,
On motion, referred to Committee on Commerce.

Mr. Greenwood presented similar petition from citizens of Marion county, which was,
On motion, referred to same Committee.

Mr. McBride, from Committee on Claims, reported back S. B. No. 17, with recommendation to pay the sum of \$264. Also, H. B.'s No. 34 and 54, without recommendation or amendment.

Mr. Wagner, from Committee on Engrossed Bills, reported back S. B.'s No. 13 and 19, as correctly engrossed.

Mr. Mitchell, Chairman Select Committee on the petition of L. Besser, sub-Lessee Penitentiary, reported by bill, for relief of said Besser, S. B. No. 29,
Which was read first time.

On motion of Mr. Mitchell, to suspend rules, and read second time, by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, Mitchell, McBride, Wagner and Mr. President—15.

Nays—None.

So the motion prevailed, and bill was read by title.

On motion of Mr. Mitchell, to further suspend rules, and read S. B. No. 29, third time,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—Messrs. Holton and Kelly—2.

So S. B. No. 29 was considered engrossed, and read third time.

On motion of Mr. McBride, the bill was re-committed to the Special Committee before appointed upon the same.

Mr. Kelly offered the following resolution :

WHEREAS, The Enrolling Clerk is unable to engross and enroll the Senate Bills, as speedily as required ; therefore,

S. R. No. —, *Be it Resolved, by the Senate*, That the Clerk be, and that he is hereby, required to engross and enroll, or cause to engrossed and enrolled, such Senate Bills as the Enrolling Clerk is unable to do ; and that he be paid therefor such sum as may be a reasonable compensation therefor.

On motion of Mr. Kelly, the same was unanimously adopted.

Message from the Governor :

Gentlemen of the Senate :

I have approved and signed

S. B. No. 10, An Act to accept lands for Agricultural Colleges.

(Signed)*

ADDISON C. GIBBS,

Governor of Oregon.

Executive Office, Oct. 9, 1862.

H. B. No. —, Relating to slaughter houses,
Was read first time.

S. B. No. 30. Relating to —
Was read first time.

S. B. No. 31, Relating to County Seat of Umpqua county,
Was read a first time.

On motion of Mr. Drew, to suspend rules and read S. B. No. 31, second time,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Munroe, Kelly, McBride, Mitchell, Taylor, Wagner, Mr. President—16.

Nays—None.

So the motion prevailed, and the bill was read second time.

On motion of Mr. Drew to further suspend the rules, and read the bill third time,

The yeas and nays were demanded, and resulted as follows.

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim,

Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill was read third time, and placed on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill passed.

Mr. Drew offered

S. B. No. 32, Relating to the returns of State Senator in certain cases.

Was read first time.

On motion of Mr. Drew, to suspend the rules, and read S. B. No. 32, second time, by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner, Mr. President—16.

Nays—None.

So the motion prevailed, and the bill was read second time.

On motion of Mr. Drew, the bill was considered engrossed, and ordered to be read third time, to-morrow.

Mr. Mitchell offered

S. B. No. 33, Relating to payment of Code Commissioners.

Was read first time.

Mr. Chrisman offered

S. B. No. 34, Relating to location of Agricultural College.

Was read first time.

S. B. No. 24, For the relief of Henry Bock.

Was read second time.

S. B. No. 26, Relating to Public Administrators,

Was read second time, and,

On motion of Mr. McBride, the bill was ordered engrossed, and read third time, to-morrow.

S. B. No. 23, Was read second time, and,

On motion of Mr. Kelly, referred to Committee on Roads and Highways.

S. B. No. 1 was read third time, and

On motion of Mr. Mitchell, was referred to Committee on Military Affairs.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 9.

MR. PRESIDENT: I am instructed by the Speaker of the House to inform you that the House has adopted

H. J. R. No. 11, In relation to mail route and post office in Tillamook county.

H. J. R. No. 12, In relation to establishing post route and post office in Josephine county.

And your concurrence is respectfully solicited.

S. T. CHURCH, *Chief Clerk.*

S. B. No. 12 was read third time, and

On motion of Mr. Mitchell, was referred to Select Committee of three:

The President appointed Messrs. Mitchell, Grim and Drew, as said Select Committee.

On motion of Mr. Drew, Senate adjourned.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

S. B. No. 13, Relating to roads and highways,
Was read third time, and

On motion of Mr. Drew, the bill was re-committed to a Select Committee of three.

The President appointed Messrs. Drew, Mitchell and Fitzhugh, as said Committee.

Mr. Ballard offered

S. J. R. No. 8, Relative to a Commission consisting of the Governor, and others, to seek suitable location for Agricultural College.

Mr. Hovey asked, and obtained, leave to be absent the rest of the afternoon.

On motion of Mr. Mitchell, further consideration* of S. J. R. No. 8 was postponed until to-morrow at 10 o'clock, A. M.

S. B. No. 34, Relating to Agricultural Colleges,
Was read first time.

S. B. No. 35 was read third time, and
On motion of Mr. Mitchell was further postponed, until to-morrow, at 11 o'clock, A. M.

Mr. Mitchell, from Select Committee, to whom was referred S. B. No. 29, reported the same back to the Senate amended.

On motion, the report and amendments were adopted.

Mr. McBride offered to amend section one,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the amendment was adopted.

On motion of Mr. Drew, the bill was ordered engrossed and read third time to-morrow.

Mr. Wagner, Chairman Committee on Engrossed Bills, reported S. B. No. 9 as correctly engrossed.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 6.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has failed to concur with the Senate in passing S. B. No. 7, over the Governor's veto, by a vote of twenty-two yeas, to twelve nays, which is herewith returned.

S. T. CHURCH, *Chief Clerk*.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 9.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that he has signed the following bills :

H. B. No. 33, An Act to change the name of Curry county.

H. B. No. 35, An Act to create a fifth judicial district, and increase the number of justices of the Supreme Court,

H. B. No. 53, An Act for the relief of H. G. Blake.

H. B. No. 52, An Act for the relief of H. Cammon.

H. B. No. 24, A bill for the relief of School District No. 16, in Josephine county,

H. B. No. 11, An Act to provide for purchasing the decisions of the Supreme of the State of Oregon.

H. B. No. 48, To change boundaries of Clackamas and Washington counties,

All of which are herewith transmitted, for your signature.

S. T. CHURCH, *Chief Clerk.*

S. B. No. 9, On private incorporations.

Was read third time, and

On motion of Mr. Mitchell, was further deferred until 2 o'clock, P. M., to-morrow.

The President announced that he had signed H. B's 24, 11, 33, 52, 53, 48 and 35.

Mr. Kelly offered

S. B. No. 36, Relating to the future management of the Penitentiary.

Was read first time.

S. B. No. 39, Relating to Seat of Government.

Was read first time.

S. B. No. 28, was read second time, and,

On motion Mr. Mitchell, Senate adjourned until 7 o'clock, P. M.

EVENING SESSION.

Senate met pursuant to adjournment.

S. B. No. 17, For relief of Wasco county,

Was read, as amended by Committee on Claims.

Mr. Mitchell offered further amendment, which was lost.

On motion of Mr. Kelly, the bill was ordered engrossed, and read third time, to-morrow.

Mr. Drew offered an amendment to S. B. No. 13, which,

On motion, was adopted.

On motion of Mr. Drew, the bill was considered engrossed, and being read a third time, now,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Greenwood, Grim, Holton, Hovey, Kelly, Munroe, McBride, Wagner and Mr. President—14.

Nays—Messrs. Mitchell and Taylor—2.

So the bill passed.

On motion of Mr. Ballard, Senate adjourned.

FRIDAY, OCTOBER 10, 1862.

Senate met as per adjournment.

Journal was read and approved.

Mr. Greenwood presented petition of citizens of Marion county, relative to Usury Law; which,

On motion of Mr. McBride, was referred to Committee on Commerce.

Mr. Chrisman presented petition from citizens of Lane county, for permission to raise, by county tax, money to donate to Agricultural College, if located in Lane county.

Referred to Committee on Education.

Mr. Mitchell, Chairman Judiciary Committee, made a report amending S. B. No. 28.

Mr. Kelly, Chairman Military Committee, reported amendment to S. B. No. 1.

Mr. Wagner, from Committee on Engrossed Bills, reported S. B. No. 29, correctly engrossed.

Mr. McBride offered

S. B. No. 38, Relating to Escheats, &c.,

Was read first time.

On motion of Mr. Kelly, to suspend rules, and read the bill second time, by title,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—16.

Nays—None.

So the motion prevailed, the bill was read by title, and,

On motion of Mr. Mitchell. referred to Judiciary Committee.

Mr. Holton offered

S. B. 39, Amending Act relating to County Judges,
Was read first time.

S. B. No. 27, Relating to partition fences,
Was read second time, and,

On motion of Mr. Hovey, was referred to Committee on Roads
and Highways.

S. B. No. 24, For relief of Henry Bock,
Was read third time, and put on its final passage,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Drew, Fitzhugh, Grim, Kelly, Munroe
and McBride,—7.

Nays—Messrs. Chrisman, Curl, Greenwood, Holton, Hovey,
Mitchell, Taylor. Wagner and Mr. President—9.

So the bill did not pass.

On motion Mr. Kelly, took up the order of the day, at 10, A.M.
S. J. R. No. 8, Relating to Agricultural College.

Mr. Mitchell offered amendments ; on which
The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Fitzhugh, Greenwood,
Grim, Hovey, Mitchell, Wagner and Mr. President—10.

Nays—Messrs. Chrisman, Holton, Kelly, Munroe, McBride and
Taylor—6.

So the amendment was adopted.

On motion Mr. Drew, to lay on the table,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Drew, Fitzhugh, Holton, Hovey,
Kelly, Munroe, McBride and Taylor—9.

Nays—Messrs. Ballard, Curl, Greenwood, Grim, Mitchell,
Wagner and Mr. President—7.

So the motion prevailed.

Mr. Wagner, from Committee on Engrossed Bills, reported S.
B's 17 and 26 as truly engrossed.

On motion of Mr. Kelly, the special order of the day was then
taken up.

S. J.—14

S. B. No. 19, Relative to acceptance, by State, of various lands donated by Congress of the United States, and location of the same by the Governor,

Was put upon its final passage,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill passed.

Mr. Kelly moved to adopt the amendment reported by Committee on Military Affairs, to S. B. No. 1 ; which was so adopted.

On motion, it was considered engrossed and read third time ; and, on the final passage of the bill,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Grim, Holton, Kelly, Munroe, Mitchell and Wagner—10.

Nays—Messrs. Ballard, Greenwood, Hovey, McBride, Taylor and Mr. President—6.

So the bill passed.

On motion, Senate adjourned.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

S. B. No. 9, Relative to Private Incorporations,

The order of the day for 2 o'clock, P. M., was then put on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Fitzhugh, Greenwood, Grim, Holton, Hovey, Kelly, Mitchell, Wagner and Mr. President—12.

Nays—Messrs. Chrisman, Munroe, McBride, Taylor—4.

So the bill passed.

S. B. No. 17, Relief of Wasco County,

Was read third time, and placed on its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim,

Greenwood, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—16.

Nays—None.

So the bill passed.

S. B. No. 26, Relating to Public Administrators,
Was read third time, and placed upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner, Mr. President—16.

Nays—None.

So the bill passed.

S. B. No. 29, Relief of L. Besser, sub-Lessee Penitentiary,
Was read third time, and placed upon its final passage.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Fitzhugh, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—Messrs. Chrisman, Greenwood, Holton—3.

So the bill passed.

S. B. No. 32, Relating to the returns of State Senator in certain cases,

Was read third time, and placed upon its final passage.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill passed.

S. B. No. 28, To provide for appraisement of property sold under execution,

Was taken up, the amendment of the Judiciary Committee was adopted, and

On motion of Mr. Mitchell, it was ordered engrossed and read third time to-morrow.

H. J. R. No. 11, with a memorial for the establishing a mail route to Tillamook, was read ; and

On motion of Mr. Hovey, to adopt,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the resolution was concurred in.

H. J. R. No. 12, Relating to establishing mail route in Josephine county,

Was read, and

On motion Mr. Hovey, to adopt,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the resolution was concurred in.

H. B. No. 50, An Act to provide for the sale and disposition of land donated to Oregon for the establishment and endowment of a University,

On motion to suspend the rules, and read second time by title,
The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Taylor, Wagner and Mr. President—13.

Nays—Mr. Mitchell—1.

So the motion prevailed, and the bill was read second time.

On motion of Mr. Kelly, referred to Committee on Education.

Message from the House :

HOUSE OF REPRESENTATIVES, Oct. 10.

MR. PRESIDENT : I am instructed by the Speaker to inform you that the House has passed the following bills :

H. B. No. 45, An Act to amend An Act entitled, An Act to incorporate the City of Portland,

H. B. No. 62, An Act to tax Negroes, Chinese, Kanakas and Mulattoes,

H. B. No. 67, An Act for the relief of School District No. 36 in Linn county,

H. B. No. 69, An Act to provide for the purchase of Safes for the use of the State,

H. B. No. 79, An Act to amend An Act establishing a pilotage on the Columbia and Willamette rivers,

All of which are herewith transmitted, and your concurrence respectfully solicited.

Also, that the House has passed

S. B. No. 22, For relief of School District No. 5, Josephine county.

Which is herewith returned ; also, that the House has indefinitely postponed

S. B. No. 3, An Act to change the name of Lane county.

S. T. CHURCH, *Chief Clerk.*

Message from the House :

HOUSE REPRESENTATIVES, Oct. 10.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has passed

H. B. No. 80, An act to incorporate the City of Salem.

Which is herewith transmitted and your concurrence therein respectfully solicited.

S. T. CHURCH, *Chief Clerk.*

H. B. No. 80, To incorporate City of Salem,

Was read first time, and,

On motion of Mr. Grim, to suspend rules, and read second time, by title,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the motion prevailed, and the bill was read second time, by title.

On motion of Mr. Mitchell, to further suspend rules, and read the bill third time,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill was read third time, and placed on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Munroe, Mitchell and Mr. President—12.

Nays—Mr. McBride—1.

So the bill passed.

H. B. No. 45, Relating to Portland City Charter,
Was read first time.

H. B. No. 62, To Tax Negroes, Chinamen and Kanakas.
Was read first time.

On motion of Mr. Mitchell to suspend rules, and read H. B. No. 45, second time, by title,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell—12.

Nay—Mr. President—1.

So the motion prevailed, the bill was read second time, by title, and referred to Committee on Corporations.

H. B. No. 67, Relative to School District in Linn County,
Was read first time.

H. B. No. 69, To purchase Safes for use of State Treasurer and Secretary of State,
Was read first time.

H. B. No. 79, Relative to Pilotage on the Columbia and Willamette rivers,
Was read first time.

H. B. No. 30. An Act to change the time of holding the County Court of Columbia County, and to fix the salary of its County Judge.

Was read second time, and referred to Committee on Judiciary.

H. B. No. 29, An Act to Regulate Marriages.

On motion to suspend the rules, and read second time by title, The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, McBride, Wagner, Mr. President—14.

Nays—Mr. Mitchell—1.

So the bill was read second time by title, and

On motion Mr. Mitchell, referred to Committee of the Whole.

H. B. No. 6, An Act to provide for taking up and disposal of Estrays.

On motion of Mr. McBride, to suspend rules, and read the bill second time by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the motion prevailed.

On motion Mr. McBride, referred to Committee of the Whole.

H. B. No. 46, Relating to building of bridges,

Read second time, and referred to Committee on Judiciary.

H. B. No. 55, An Act to prevent the spread of contagious diseases among domestic animals.

Read second time, and referred to Committee of the Whole.

H. B. No. 54, An Act for the relief of John Fullerton.

Read third time, and being put upon its final passage,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor and Mr. President—15.

Nays—None.

So the bill passed.

H. B. No. 41, To incorporate Dalles City,

Was read, as amended, and being put on its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Fitzhugh, Greenwood, Grim, Holton, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner—12.

Nays—Mr. McBride and Mr. President—2.

So the bill passed.

H. B. No. 34, An Act for the relief of David Linn, of Jackson county,

Was read third time, and placed upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, Mitchell, McBride, Taylor, Wagner and Mr. President—16.

Nays—None.

So the bill passed.

S. B. No. 36, Relative to Penitentiary,
Was read the second time, and referred to Committee of the
Whole.

On motion of Mr. McBride, Senate adjourned.

SATURDAY, OCTOBER 11, 1862.

Senate met pursuant to adjournment.

Journal read and approved.

Mr. Greenwood, from Committee on Roads and Highways,
made a report, offering amendments to
S. B. No. 23, An Act to regulate roads.
Also, reported
S. B. No. 27, recommending amendment.

Mr. Mitchell, from Judiciary Committee, reported back
H. B. No. 48, with amendments.
Also, offered amendments to S. B. No. 20, which was also re-
ported back.

Mr. Mitchell offered
S. B. No. 42, Supplemental to the Code, being the Repealing
Clause,
Which was read first time.

Mr. Drew introduced
S. B. No. 43, To change the time of holding Supreme Court,
Which was read first time.

Mr. McBride offered
S. B. No. 40, To pay the irregular services rendered, in pro-
curing conviction of James Wallar,
Which was read first time, and
On motion of Mr. McBride, to suspend rules and read the bill
second time by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Holton, Hovey, Kelly, Munroe, Mitchell, McBride, Taylor, Wagner and Mr. President—14.

Nays—None.

So the motion prevailed, the bill was read second time, by title.

On motion of Mr. Mitchell, to consider the bill engrossed, and read third time, now,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Drew, Fitzhugh, Greenwood, Grim, Holton, Kelly, Munroe, McBride Mitchell, Taylor, Wagner and Mr. President—13.

Nays—Messrs. Chrisman and Hovey—2.

So the bill was read third time, and placed on its final passage.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Drew, Fitzhugh, Greenwood, Grim, Holton, Hovey, Kelly, McBride Mitchell, Taylor, Wagner, and Mr. President—14.

Nays—Messrs. Curl and Munroe—2.

So the bill passed.

Committee on Enrolled Bills reported

S. B. No. 22, For relief School District No. 5,

As correctly enrolled.

S. B. No. 41, To pay Judges Supreme Court mileage,
Was read first time.

On motion of Mr. McBride, to suspend rules, and read second time,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Fitzhugh, Greenwood, Grim, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill was read second time by title, and

On motion Mr. McBride, referred to Committee on Judiciary.

S. B. No. 42, Supplemental to the Code, being the Repealing Clause,

Mr. Mitchell moved to suspend the rules and read second time by title,

The yeas and nays being demanded, resulted as follows :

S. J.—15

Yeas—Messrs. Ballard, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the motion prevailed.

On motion of Mr. Mitchell, to further suspend rules and read bill third time,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Fitzhugh, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—None.

So the bill was read third time, and placed on its final passage, The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill passed.

S. B. No. 43, To change the time of holding Supreme Court, Was taken up ; when

Mr. Drew moved, to suspend the rules and read bill second time by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Holton, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner, Mr. President—16.

Nays—None.

So the bill was read second time by title.

On motion Mr. Kelly, referred to the Committee on Judiciary.

S. B. 39, Amending Act relating to County Judges.

Was read second time, and referred to Committee on Counties.

Mr. Hovey, Chairman Select Committee to whom was referred that part of the Governor's Message relating to the subject of Insane Asylum, reported by bill, locating the same, with an accompanying deed to the State, of ten acres of land near Salem.

S. B. 44, offered by Mr. Hovey, as above, was read first time.

On motion of Mr. Drew, to suspend rules, and read the bill second time by title,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Greenwood, Grim, Holton, Hovey, Kelly, Munroe, McBride, Taylor, Wagner and Mr. President—14.

Nays—Mr. Mitchell—1.

So the bill was read second time by title, and

On motion of Mr. Drew, referred to Committee on Public Lands.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 10.

MR. PRESIDENT : I am instructed by the Speaker of the House to inform you that the House refuses to concur in Senate amendments to

H. B. No. 17, For relief of B. F. Bonham,

Which is herewith returned for your further consideration.

S. T. CHURCH, *Chief Clerk*.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 10.

MR. PRESIDENT : I am directed by the Speaker of House to inform you that the House has passed the following bill :

S. B. No. 14, A bill providing for a Code of Civil Proceedure,

With the following accompanying amendment, which is herewith transmitted.

S. T. CHURCH, *Chief Clerk*.

H. B. No. 67, An Act for the relief of School District No. 36 in Linn county,

Was read a second time, and

On motion of Mr. Kelly, was referred to Committee on Education.

H. B. No. 69, An Act to provide for the purchase of Safes for the use of the State,

Was read second time, and,

On motion of Mr. McBride, was referred to Committee on Ways and Means.

H. B. No. 62, An Act to tax Negroes, Chinese, Kanakas and Mulattoes,

Was read second time, and,

On motion of Mr. Mitchell, referred to Committee on Commerce.

H. B. No. 79, An Act to amend An Act establishing a pilotage on the Columbia and Willamette rivers,

Was read second time, and,
On motion, referred to Committee on Commerce.

On motion of Mr. McBride, the Senate concurred in the House amendment to S. B. No. 14.

On motion of Mr. Kelly, that the Senate do recede from their amendment to

S. B. No. 17, For relief of B. F. Bonham,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Drew, Fitzhugh, Grim, Kelly—4.

Nays—Messrs. Ballard, Chrisman, Curl, Greenwood, Holton, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—12.

So the Senate decided not to recede from its amendment.

On motion of Mr. Kelly, the Senate went into Committee of the Whole, to consider certain bills, so referred.

After remaining therein for a time, the Committee rose, reported progress, and asked leave to sit again ; which was granted.

On motion, Senate adjourned.

AFTERNOON SESSION.

On motion, Mr. Holton was excused from attendance the remainder of the session, on account of sickness in his family.

On motion, S. J. R. No. 8 was taken from the table ; the vote on the amendment, which called for the location of Agricultural College within one year, was reconsidered ; and the amendment, when again put to vote, was lost.

On the final passage of the resolution,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Curl, Greenwood, Grim, Holton, Hovey, McBride, Mitchell, Wagner and Mr. President—10.

Nays—Messrs. Chrisman, Drew, Fitzhugh, Kelly, Munroe and Taylor—6.

So the resolution was adopted.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 11.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that he has signed

S. B. No. 14, An Act to provide a Code for Civil Procedure,
Which is herewith returned for your signature.

S. T. CHURCH, *Chief Clerk.*

Committee on Corporations made the following report :

MR. PRESIDENT : Your Committee on Corporations, to whom
was referred

H. B. No. 45, An Act to amend An Act entitled, An Act to
incorporate the City of Portland,

Have had the same under consideration, and herewith report
the same back to the Senate without amendment, and recommend
its passage.

J. H. MITCHELL, *Ch'n.*

The President announced that he had signed H. B's 40, 57
and 60.

H. B. No. 45, Relative to Portland City Charter,
Was read third time, and being placed on its final passage,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim,
Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell and Mr.
President—13.

Nays—Mr. Taylor—1.

So the bill passed.

S. B. No. 30, Relating to slaughter houses,

Was read second time, and

On motion to suspend the rules,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim,
Greenwood, Hovey, Kelly, McBride, Munroe, Mitchell, Taylor,
and Mr. President—14.

Nays—None.

So the bill was considered engrossed, read third time, and put
upon its final passage.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim,
Greenwood, Hovey, Kelly, Munroe, Mitchell Taylor and Mr.
President—13.

Nays—Mr. McBride—1.

So the bill passed.

S. B. No. 33, Relating to payment of Code Commissioners,

Was read second time, and,

On motion, the first blank was filled with \$5, and the second with \$1.200.

On motion, leave of absence was granted Mr. Grim for the rest of the day.

On motion, to suspend rules, consider S. B. No. 33, engrossed, and read third time,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Fitzhugh, Greenwood, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—10.

Nays—Mr. Chrisman.

So the motion prevailed, the bill was read the third time, and placed upon its final passage.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Fitzhugh, Greenwood, Munroe, McBride, Mitchell, Taylor and Mr. President—11.

Nays—Mr. Chrisman—1.

So the bill passed.

S. B. No. 27, Relating to partition fences,

On motion of Mr. Hovey, was amended.

On motion, it was ordered engrossed, and read third time at 10 o'clock, A. M., Monday.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 11.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has passed

H. B. No. 68, An Act to create a fund for an Asylum, or Asylums, for the Insane and Idiotic, the Deaf, Dumb and Blind.

H. B. No. 77, An Act to amend an Act entitled An Act relating to Elections.

Which are herewith transmitted, and your concurrence therein respectfully solicited.

S. T. CHURCH, *Chief Clerk.*

Message from the House :

HOUSE REPRESENTATIVES, Oct. 11.

MR. PRESIDENT : I am instructed by the Speaker of the House to inform you that he has signed

H. B. No. 40, An Act for the relief of Alfred Allen.

H. B. No. 57, An Act to amend An Act incorporating the Clackamas river Bridge Company.

H. B. No. 60, An Act to provide for the payment of Members and Officers of the Legislative Assembly.

All of which are herewith transmitted for your signature.

S. T. CHURCH, *Chief Clerk.*

S. B. No. 23, was ordered engrossed, and read third time on Monday next.

S. B. No. 20, To authorize County Commissioners to erect or purchase Bridges.

Was indefinitely postponed.

Proposed amendments to H. B. No. 46, were adopted ; the bill was read third time, and put on its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Munroe, McBride, Mitchell Taylor, and Mr. President—13.

Nays—None.

So the bill passed.

H. B. No. 77, Relating to Elections,
Was read first time.

H. B. No. 68, Relating to Insane Asylum,
Was read first time.

Mr. Hovey, from Committee on Education, reported back

H. B. No. 67, Relative to School District in Linn County,
And recommended its passage.

On motion to suspend the rules, consider engrossed and read the same third time,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor and Mr. President—13.

Nays—None.

So the bill was read third time, and put on its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor and Mr. President—13.

Nays—None.

So the bill passed.

H. B. No. 34, was read second time, ordered engrossed and read third time Monday.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 11.

MR. PRESIDENT: I am directed by the Speaker of the House to inform you that the House has adopted the accompanying Memorial, which is herewith transmitted for your concurrence.

S. T. CHURCH, *Chief Clerk.*

The above mentioned memorial, was then read, and,
On motion, indefinitely postponed.

Mr. Drew offered

S. B. No. 44, Changing Judicial Districts of this State,
Was read first time.

The President announced that he had signed
S. B. No. 14, A Code of Civil Procedure.

S. B. No. 45, Relative to Printing Session Laws,
Was read first time.

Mr. Hovey, from Joint Committee to act with the Governor in seeking location for the State Penitentiary, made the following report :

The Joint Committee, to which was referred the subject of the Penitentiary, respectfully report, that they have had the subject under consideration, and examined four places, with a view of making a location.

That Josiah L. Parrish has conveyed to the State ten acres of land, including a water power, upon condition that the Penitentiary is located thereon. Considering said proposition the most advantageous of any made, we respectfully recommend the adoption of the same : and have proposed a bill to be introduced in the Senate for the same, and for regulating the Penitentiary, and recommend its passage.

A. G. HOVEY,
JAMES WATSON,
O. HUMASON.

Mr. McBride offered

S. J. R. No. 9, Relative to the death of Col. Baker,
Which was read, and made special order for Monday, 10 A. M.

Committee on Judiciary reported as follows :

MR. PRESIDENT : Your Committee on Judiciary, to whom was referred

S. B. 43, An Act to fix the time of holding the Supreme Court, Have had the same under consideration, and respectfully report the same back to the Senate without amendment.

J. H. MITCHELL, *Ch'n.*

On motion of Mr. McBride, the bill was laid on the table.

On motion, Senate adjourned.

MONDAY, OCTOBER 13, 1862.

Senate met pursuant to adjournment.

Journal was read and approved.

Mr. Mitchell, Chairman Committee on Judiciary, made the following report :

MR. PRESIDENT : Your Committee, to was referred

H. B. No. 37, An Act to regulate the rights of miners and farmers in mining districts.

Have had the same under consideration, and respectfully report the same back to the Senate without amendment, and recommend its passage.

J. H. MITCHELL, *Ch'n.*

The Committee on Ways and Means made following report :

MR. PRESIDENT : The Committee on Ways and Means, to whom was referred

H. B. No. 69, To purchase Safes for use of State Treasurer and Secretary of State,

Report the same back without amendment, and recommend its passage.

J. W. DREW, *Ch'n.*

Judiciary Committee made the following report :

MR. PRESIDENT : Your Committee to whom was referred S. B. No. 41, respectfully report the same back to the Senate without recommendation.

J. H. MITCHELL, *Ch'n.*

Select Committee on S. B. No. 12, reported :

MR. PRESIDENT : Your Select Committee to whom was referred S. B. No. 12, An Act to fix the legal distances from the several County Seats in this State, to the State Penitentiary, at the City of Portland, and regulating the fees of Sheriffs for conveying convicts to the Penitentiary,

Have had the same under consideration, and report the same back to the Senate, with the following amendment, and recommend its passage as amended.

J. M. MITCHELL, *Ch'n.*

Amend, by striking out " Union " and inserting " Lane."

Mr. Drew offered a bill to relieve Henry Bock, late contestant for seat of State Senator, which was declared by the President to be out of order, a similar bill having been presented.

On motion of Mr. McBride, to appeal from the decision of the Chair,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—12.

Nays—Messrs. Drew, McBride—2.

So the decision of the Chair was sustained.

Mr. Wagner, from Committee on Engrossed Bills, reported S. B.'s 23, 24 and 27, as being truly enrolled.

Mr. Ballard offered

S. B. No. 46, For the recovery of property carried off by high water,

Was read first time.

S. B. No. 37, Relating to Seat of Government,

Was read second time, and,

On motion of Mr. Fitzhugh, to consider the bill engrossed, and read third time, now,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill was read the third time, and placed upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Fitzhugh, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—9.

Nays—Messrs. Ballard, Curl, Drew, Greenwood, Grim, McBride—6.

So the bill passed.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 13.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that he has signed

S. B. No. 22, For relief of School District No. 16, Josephine county,

Which is herewith returned for your signature.

S. T. CHURCH, *Chief Clerk*.

S. B. No. 35, To enable Lane County to raise money to endow Agricultural College, at Eugene City, on certain conditions,

Was read second time, and

On motion to suspend rules, consider the bill engrossed and read third time,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, McBride, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill was considered engrossed, read third time and placed on its final passage,

The yeas and nays being demanded, and resulted as follows :

Yeas—Messrs. Chrisman, Drew, Fitzhugh, Hovey, Kelly, Munroe and Taylor—7.

Nays—Ballard, Curl, Greenwood, Grim, McBride, Mitchell, Wagner and Mr. President—8.

So the bill did not pass.

S. B. No. 34, Relating to location of Agricultural College.

Was read third time, and placed on its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Drew, Fitzhugh, Grim, Hovey, Kelly, Munroe, McBride, Taylor and Wagner—10.

Nays—Messrs. Ballard, Curl, Greenwood, Mitchell and Mr. President—5.

So the bill passed.

S. B. No. 12, Establishing distances from County Seats to the Penitentiary, and compensation of Sheriffs,

Was read third time, as amended, and put on its final passage,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill passed.

The President announced that he had signed S. B. No. 22.

On motion, Senate adjourned.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

No quorum being present, adjourned until three o'clock.

At which hour, S. B. No. 27 was taken up, read third time and put on its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Taylor, Wagner and Mr. President—11.

Nays—Messrs. Chrisman and Curl—3.

So the bill passed.

S. B. No. 41, Mileage of Supreme Court Judges,

Was read a third time.

On motion of Mr. Mitchell, to re-commit the same,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Hovey, Kelly and Wagner—2.

Nays—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Munroe, McBride, Mitchell, Taylor and Mr. President—12.

So the motion was lost.

On motion of Mr. Kelly, to lay the same on the table,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Drew, Grim, Kelly, Munroe and Wagner—5.

Nays—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Hovey, McBride, Mitchell, Taylor and Mr. President—10.

So the motion to lay on the table, was lost.

The question being on the final passage of the bill,
The yeas and nays being demanded, resulted as follows :

Yeas—None.

Nays—Ballard, Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

So the bill was lost.

S. B. No. 23, An Act to regulate roads.

Was read third time, and

On motion of Mr. Drew, was re-committed to Committee on Roads and Highways.

Message from the Governor :

Gentlemen of the Senate :

I have approved and signed

S. B. No. 22, A bill for the relief of School District No. 5, in Josephine county.

(Signed)

ADDISON C. GIBBS,
Governor of Oregon.

Executive Office, Oct. 13, 1862.

H. B. No. 77, Relating to Elections,

Was read second time, and

On motion Mr. Kelly, was referred to Committee on Elections.

H. B. No. 68, Relating to Insane and Dumb Asylum,

Was read second time, and

On motion was referred to Committee on Education.

H. B. No. 37, Relating to farmers and miners,

Was read third time, and

On motion of Mitchell was re-committed to the Committee on Judiciary.

H. B. No. 69, Purchasing Safes for State officers,

Was read third time, and placed on its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill passed.

H. B. No. 79, Relative to Pilotage on the Columbia and Willamette rivers,

Was read third time, and put upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill passed.

H. B. No. 50, An Act to provide for the sale and disposition of land donated to Oregon for the establishment and endowment of a University,

Was read third time, and,

On motion of Mr. Kelly, was referred to Special Committee.

The President appointed Messrs. Kelly, McBride and Curl, said Committee.

Mr. Drew, from Committee on Ways and Means, made the following report :

MR. PRESIDENT : The Committee on Ways and Means, to whom was referred

H. B. No. 62, To Tax Negroes, Chinamen and Kanakas,

Report the same back to the Senate, without amendment or recommendation.

J. W. DREW, *Chairman.*

H. B. No. 62, Taxing Negroes, Chinamen, &c.,

Was read third time, and,

On motion of Mr. McBride, was slightly amended, viz :

Instead of "the Sheriff fail," was made to read "the Sheriff shall be unable."

The question being upon the final passage of the bill,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Curl, Fitzhugh, Grim, Kelly, Munroe, McBride, Mitchell, Taylor and Wagner—9.

Nays—Messrs. Ballard, Chrisman, Drew, Greenwood, Hovey and Mr. President—6.

So the bill passed.

Mr. Wagner, from Committee on Engrossed Bills, reported S. B. No. 28 truly engrossed.

S. B. No. 28, To provide for appraisement of property sold under execution,

Was read third time, and placed on its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride and Taylor—11.

Nays—Messrs. Chrisman, Mitchell, Wagner, Mr. President—4.
So the bill passed.

Mr. Hovey, from Committee on Counties, made the following report :

The Committee on Counties, to whom was referred

S. B. No. 39, Relating to salaries of County Judge and Commissioners of Josephine county,

Would report the bill back to the Senate, and recommend that it lie on the table.

A. G. HOVEY, *Ch'n.*

On motion of Mr. Hovey, S. B. No. 39 was laid on the table.

On motion, the Senate adjourned.

TUESDAY, OCTOBER 14, 1862.

Senate met pursuant to adjournment.

Journal was read and approved.

Mr. Greenwood, Chairman Committee on Roads and Highways, reported back S. B. 23, with amendment. which amendment was adopted.

The bill, as amended, was considered engrossed, and read third time.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Fitzhugh, Grim, Greenwood, Hovey, Taylor, Wagner and Mr. President—7.

Nays—Messrs. Ballard, Chrisman, Curl, Kelly, Munroe, McBride, Mitchell—7.

So the bill was lost.

Mr. Hovey, from the Committee on Education, made the following report :

The committee on Education, to whom was referred

H. B. No. 68, To create a fund for the erection and support of an Asylum for the Insane, Idiotic, Deaf and Blind,

Would report the same back to the Senate, without recommendation.

A. G. HOVEY, *Chairman.*

H. B. No. 68, was read third time, and placed upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—None.

Nays—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

So the bill was lost.

Message from the House :

HOUSE REPRESENTATIVES, Oct 13.

MR. PRESIDENT : I am directed by the Speaker of House to inform you that you that he has signed

H. B. No. 41, An Act to incorporate Dalles City,

H. B. No. 81, To incorporate City of Salem,

Which are herewith transmitted for your signature.

S. T. CHURCH, *Chief Clerk.*

Mr. Wagner offered

S. J. R. No. 10, Relative to General Wright,

Which being put on its final passage,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Greenwood, Grim, Hovey, McBride, Mitchell, Taylor, Wagner and Mr. President—12.

Nays—Messrs. Fitzhugh, Kelly and Munroe—3.

So the resolution was adopted.

On motion of Mr. McBride, the order of the day was taken up.

S. J. R. No. 9, Relating to the death of Senator Baker,

Was read, and eulogistic remarks made by Messrs. McBride, Mitchell, Kelly, Drew and Mr. President, and the question being put,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the resolution was adopted.

President announced that he had signed H. B's 41 and 81.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 14.

MR. PRESIDENT : I am instructed by the Speaker of the House to inform you that the House has passed

H. B. No. 107, An Act to amend An Act to incorporate the Clackamas river Bridge Company,

H. B. No. 59, An Act to prevent Usury,

Which are herewith transmitted for your consideration ; also, S. B. No. 9, On private incorporations.

Which is herewith returned for enrollment.

S. T. CHURCH, *Chief Clerk.*

Mr. Grim, Chairman Committee on Public Lands, reported on S. B. No. 44, Locating Insane Insane Asylum, Recommending its passage.

On motion, the bill was ordered engrossed and read time to-morrow.

H. B. No. 107, Relating to Clackamas Bridge Company,
Was read second time.

H. B. No. 59, Relative to Usury,
Was read first time.

On motion of Mr. Kelly, to suspend rules, and read second time by title,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill was read second time by title, and

On motion Mr. Kelly, was referred to Committee on Judiciary.

On motion of Mr. Kelly, S. B. No. 43, was taken from the table, read third time, and placed upon its final passage.

The yeas and nays were demanded, and resulted as follows:

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mr. President—12.

Nays—Mr. Mitchell—1.

So the bill passed.

On motion, Senate adjourned.

S. J.—17

AFTERNOON SESSION.

Senate met pursuant to adjournment.

H. B. No. 6, An Act to provide for taking up and disposal of Estrays.

Was read third time, and placed upon its final passage.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Munroe, McBride, Mitchell, Taylor, and Wagner—13.

Nays—Mr. Kelly and Mr. President—2.

So the bill passed.

S. B. No. 15, An Act relative to special partnerships,
Was read third time, and placed upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Drew, Fitzhugh, Greenwood, Grim, Kelly, McBride—6.

Nays—Messrs. Ballard, Chrisman, Curl, Munroe, Mitchell, Taylor, Wagner and Mr. President—8.

So the bill was lost.

On motion of Mr. Drew, to suspend rules, and read

S. B. No. 45, Relative to Printing Session Laws,

Second time, by title,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Chrisman, Drew, Fitzhugh, Greenwood, Grim, Kelly, Munroe McBride Mitchell, Taylor, Wagner, and Mr. President—12.

Nays—Messrs. Ballard and Curl—2.

So the bill was read second time by its title, and

On motion of Mr. McBride, it was referred to Committee of the Whole.

On motion Mr. Kelly, the Senate resolved itself into Committee of the Whole, to consider certain bills then referred.

After a time spent therein, the Committee arose, and reported back several bills to the Senate, with certain amendments, which with the report of the Committee, was then adopted.

Mr. Curl offered

S. J. R. No. 11, Complimentary to General Hooker,

On motion of Mr. Drew, to adopt,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the resolution was adopted.

Message from the House :

HOUSE OF REPRESENTATIVES, Oct. 14.

MR. PRESIDENT : I am instructed by the Speaker to inform you that the House has adopted the accompanying

H. J. R. No. 14, In relation to the adjournment, *sine die*, of the Legislative Assembly,

Which is herewith transmitted for your concurrence.

S. T. CHURCH, *Chief Clerk*.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 14.

MR. PRESIDENT : I am instructed by the Speaker to inform you that he has signed the accompanying bills, to-wit :

H. B. No. 34, An Act for the relief of David Linn, of Jackson county,

H. B. No. 45, Relating to Portland City Charter,

H. B. No. 54, An Act for the relief of John Fullerton.

H. B. No. 67, Relative to School District in Linn County,

Which are herewith transmitted for your signature.

S. T. CHURCH, *Chief Clerk*.

H. J. R. No. 14, Providing for the adjournment of this Legislature on Friday, the 17th inst., at 3, P. M.,

Was then read and discussed, and after considerable debate,
The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Munroe, Hovey, McBride, Mitchell, Wagner and Mr. President—13.

Nays—Messrs. Kelly and Taylor—2.

So the resolution was adopted.

Mr. Mitchell presented a memorial from Drs. Hawthorne & Loryea, relating to the appointment of a committee to receive donations to benefit the Insane, which,

On motion of Mr. Mitchell, was referred to Special Committee of three.

The President appointed Messrs. Mitchell, Drew and Taylor, said Committee.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 14.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has passed

S. B. No. 13, Relating to roads and highways,
With the accompanying amendment, as follows :

Strike out section 12, and insert the following as a substitute.
The bill is herewith returned, for your concurrence.

S. T. CHURCH, *Chief Clerk*.

On motion, the Senate concurred in the above named House amendment.

S. B. No. 46, To recover property lost by high water,
Was read second time, and,

On motion, was ordered engrossed, and read the third time, to-morrow.

S. B. No. 44, Changing Judicial Districts of this State,
Was read second time, and,

On motion of Mr. Drew, to suspend rules, and read third time, now,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read third time, and placed on its final passage.
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor and Wagner—13.

Nays—Mr. President—1.

So the bill passed.

Mr. Mitchell, from Select Committee, made following report :

MR. PRESIDENT : Your Committee, to whom was referred the Memorial of Messrs. Hawthorne & Loryea, relating to donations for the benefit of the Insane and Idiotic persons of this State, have had the same under consideration, and respectfully beg leave to report favorably to their prayer, and recommend the adoption of the accompanying resolution.

J. H. MITCHELL, *Ch'n*.

S. J. R. No. 12, Relative to Committee of Three, to receive donations for Insane and Idiotic,

Was then put on its passage,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, McBride, Munroe, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the resolution was adopted.

Mr. Hovey offered the following resolution :

S. J. R. No. 15, *Resolved by the Senate, the House concurring*, That the two Houses go into Joint Convention in the Hall of the House of Representatives, on Thursday, 16th inst., at 3 o'clock, P. M., for the purpose of electing one State Librarian, three Pilot Commissioners, and such other officers necessary to be elected by this Legislative Assembly.

On the final action on the above resolution,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the resolution was adopted.

The President announced that he had signed S. B. No. 9, and H. B's 34, 54, 45 and 36.

H. J. R. No. 14, Relative to adjournment Friday, Oct. 17th, at 3, P. M.,

Was taken up, and, after considerable discussion, motions being lost to lay on the table, and amend, the resolution was put on its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—Mr. Kelly—1.

So the Joint Resolution was adopted.

On motion, Senate adjourned until 7 o'clock, P. M.

EVENING SESSION.

Senate met pursuant to adjournment.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 14.

MR. PRESIDENT: I am directed by the Speaker of the House to inform you that the House has passed

S. B. No. 19, Relative to acceptance, by State, of various lands donated by Congress of the United States, and location of the same by the Governor,

With the accompanying amendment to section first, which is herewith returned for your concurrence.

S. T. CHURCH, *Chief Clerk.*

On motion of Mr. McBride, the Senate concurred in the House amendment to S. B. No. 19.

H. B. No. 29, An Act to Regulate Marriages.

Was read third time, and placed on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Hovey Munroe, Mitchell, Taylor, Wagner and Mr. President—12.

Nays—Messrs. Greenwood, Kelly, McBride—3.

So the bill passed.

H. B. No. 25, Relating to contagious diseases among animals,
Was read third time, and placed upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Taylor, Wagner, and Mr. President—14.

Nays—None.

So the bill passed.

Message from the Governor :

Gentlemen of the Senate :

By last mail, I received the enclosed petition, which I transmit for your consideration.

ADDISON C. GIBBS,
Governor of Oregon.

Executive Office, Salem, Oct. 14, 1862.

On motion, the above mentioned petition from citizens of Baker County, on Powder River, was referred to Committee on Military Affairs.

H. B. No. 5, Relative to diseased animals,
Was read third time, and placed on its final place.

The yeas and nays being demanded; resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill passed.

S. B. No. 45, was read second time, and,
On motion to suspend rules, and read third time, by title,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read the third time, and placed upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill passed.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 14.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has passed

H. B. No. 91, An Act consolidating the counties of Douglas and Umpqua,

H. B. No. 82, An Act to amend an Act entitled an Act to protect Fair Grounds,

H. B. No. 100, An Act in relation to Wharves,

H. B. No. 56, An Act to provide for Inspecting Salmon.

H. B. No. 88, An Act granting right of way to W. S. Ladd, and others, to bring water into the city of Portland,

H. B. No. 92, An Act relating to Mining Claims, Ditches and Flumes,

H. B. No. 90, An Act to incorporate the town of Albany,

H. B. No. 85, An Act to prevent Buck Sheep running out.

H. B. No. 47, An Act to encourage the growth of Tobacco,

H. B. No. 65, An Act relating to Assessors.

All of which are herewith transmitted, and your concurrence therein respectfully solicited.

S. T. CHURCH, *Chief Clerk.*

Mr. Drew offered S. J. R. No. 13, with memorial to Secretary of War.

Which being put upon its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the memorial was adopted.

S. B. No. 38. Locating Insane Asylum.

Was read third time, and,

On motion of Mr. Ballard, was re-committed to a Select Committee of three.

The President appointed Ballard, McBride and Munroe, said Committee.

H. B. No. 56, Relative to Inspecting Salmon,

Was read a first time, and,

On motion, to suspend rules, and read second time, by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read second time, by title, and,

On motion to suspend rules, and read third time, now,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read third time, and placed on its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood,

Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor Wagner and Mr. President—14.

Nays—None.

So the bill passed.

H. B. No. 65, Relating to Assessors,
Was read first time.

H. B. No. 82, To protect Fair Grounds,
Was read first time, and

On motion of Mr. Drew, to suspend rules, and read second time by title,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read second time by title.

H. B. No. 88, Relative to Portland Water Works,
Was read first time.

H. B. No. 92, Relating to mining property, &c.,
Was read first time.

H. B. No. 85, Relative to buck sheep being gelded,
Was read a first time.

H. B. No. 91, Consolidating Douglas and Umpqua county,
Was read first time, and,

On motion of Mr. Drew, to suspend rules, and read the second time, by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill was read second time, by title, and referred to Committee on Counties.

H. B. No. 47, To encourage tobacco raising,
Was read first time.

H. B. No. 100, Relative to Wharves,
Was read first time.

S. J.—18

On motion, to read

H. B. No. 90, To incorporate Albany,

The first time, by title,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor and Mr. President—13.

Nays—None.

So the motion prevailed, and the bill was read first time, by title.

On motion, to suspend rules, and read second time, by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, Mitchell, McBride, Taylor and Mr. President—13.

Nays—None.

So the bill was read second time by its title.

Mr. Kelly, on leave, introduced a bill,

S. B. No. 49, To lease Penitentiary,

Which was read first time.

On motion to suspend rules and read second time by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill was read second time by title, and

On motion, referred to Committee on Judiciary.

Mr. Mitchell, from Judiciary Committee, reported back S. B. No. 38, without recommendation ; also,

H. B. No. 30, Relating to Columbia County Courts and Judge,

With amendment, and recommend passage, as amended ; also,

H. B. No. 39, and recommend its passage.

The report of Committee was adopted.

H. B. No. 38 was then read third time, and placed on its final passage,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—12.

Nays—Mr. Chrisman—1.

So the bill passed.

Mr. Mitchell moved to reconsider the vote by which
H. B. No. 15, Relating to limited partnerships,
Was lost ; which motion was carried.

On the bill again being put on its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Drew, Fitzhugh, Greenwood, Grim, Hovey,
Kelly, Munroe, McBride, Mitchell, Taylor and Mr. President—11.

Nays—Messrs. Ballard, Chrisman, Curl and Wagner—4.

So the bill passed.

On motion, the Senate adjourned.

WEDNESDAY, OCTOBER 15, 1862.

Senate met as per adjournment.
Journal was read and approved.

Mr. Hovey, from the Committee on Counties, made the following report :

The Committee on Counties, to whom was referred

H. B. No. 91, To consolidate the Counties of Umpqua and Douglas,

Having duly considered the same, and accompanying papers, report back to the Senate without amendment.

A. G. HOVEY, *Ch'n.*

Mr. McBride, from Committee on Judiciary, reported back S. B. No. 45, with amendment.

Mr. Ballard, from Committee on Elections, reported back H. B. 77, and recommended its passage.

Mr. Kelly, from Committee on Judiciary reported back H. B. No. 91, with amendments.

H. B. No. 85, was read second time, and

On motion to suspend rules and read third time now,
The yeas and nays being demanded, resulted as follows :

Yeas—Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read third time, and placed on its final passage.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Grim, Hovey, Kelly, McBride, Taylor, Wagner and Mr. President—7.

Nays—Messrs. Chrisman, Curl, Drew, Fitzhugh, Greenwood, Munroe, Mitchell—7.

So the bill was lost.

H. B. No. 37, was read third time, and placed upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Drew, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—Messrs. Ballard, Chrisman—2.

So the bill passed.

H. B. No. 30, An Act to change the time of holding the County Court of Columbia County, and to fix the salary of its County Judge, was,

On motion, ordered to lie on the table.

H. B. No. 82, To protect Fair Grounds,
Was read third time, and placed on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill passed.

H. B. No. 90, Incorporating City of Albany,
Was read third time, and placed on its final passage,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim,

Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—Mr. McBride—1.

So the bill passed.

H. B. No. 107, was read second time.

H. B. No. 65, was read second time, and,
On motion, referred to Committee on Ways and Means.

H. B. No. 100, Relating to Wharves,
Was read second time, and,
On motion, referred to Committee on Corporations.

H. B. No. 92, was read second time.

H. B. No. 27, was read second time, and,
On motion of Mr. Hovey, referred to Committee on Agriculture.

H. B. No. 88, was read second time, and,
On motion, referred to Committee on Corporations.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 15.

MR. PRESIDENT : I am instructed by the Speaker of the House to inform you that the House has passed

H. B. No. 75, An Act to regulate fees of certain Officers.

H. B. No. 75, An Act for relief of H. M. Waller and R. C. Geer,

H. B. No. 93, An Act in relation to Telegraph Lines,

H. B. No. 98, An Act to provide for adjudication of Claims against the Territorial Government of Oregon.

All of which are herewith transmitted for your consideration.

S. T. CHURCH, *Chief Clerk.*

Message from the House :

HOUSE REPRESENTATIVES, Oct. 15.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has passed

H. B. No. 64, An Act to organize the militia,

Which is herewith transmitted for your consideration ; also,

S. B. No. 26, Relating to Public Administrators,

Which is herewith returned.

Also, that the House has indefinitely postponed

S. B. No. 12, Establishing distances from County Seats to the Penitentiary, and compensation of Sheriffs.

S. T. CHURCH, *Chief Clerk.*

Message from the House :

HOUSE REPRESENTATIVES, Oct. 15.

MR. PRESIDENT : I am instructed by the Speaker of the House to inform you that the House concurs in

S. J. R. No. 11, Relative to compliments to Gen. Hooker,

S. J. R. No. 12, Relative to electing committee to receive donations and propositions for relief of Insane, Idiotic, &c.,

S. J. R. No. 13, Memorial to Secretary of War.

Which are herewith returned.

S. T. CHURCH, *Chief Clerk.*

Message from the House :

HOUSE REPRESENTATIVES, Oct 14.

MR. PRESIDENT : I am directed by the Speaker of House to inform you that the House has passed

S. B. No. 25, with the following amendments :

To amend section 1, which is (marked) 1st amendment.

To amend section 3, with the following amendment, (marked,) 2nd amendment.

To amend section 3, with the following amendment, (marked,) 3rd amendment.

To amend section 3, by striking out the word "State," where it occurs in 8th line as written, and insert "County."

Which are herewith transmitted for your concurrence.

S. T. CHURCH, *Chief Clerk.*

House amendments to S. B. No. 25, were taken up, and on the first amendment,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Curl, Greenwood, Grim, Hovey, McBride, Mitchell, Taylor, Wagner and Mr. President—10.

Nays—Messrs. Chrisman, Drew, Fitzhugh, Kelly, Munroe—5.

So the amendment was adopted.

On motion, the second and third amendments were adopted, and the Senate refused to strike out the word "State," and insert "County," as follows :

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Fitzhugh, Kelly and Munroe—3.

Nays—Messrs. Ballard, Chrisman, Curl, Drew, Grim, Green-

wood, Hovey, McBride, Taylor, Wagner and Mr. President—12.

So the amendment was lost.

H. B. No. 77, was read the third time, and put upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill passed.

On motion, Senate adjourned.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

Mr. Mitchell, from Committee on Judiciary, made report on S. B. No. 49, offering a substitute for the same, which was, On motion, adopted.

Mr. Grim offered
S. J. R. No. 16, Relative to Mail Route along the Willamette river, &c.

Which was placed upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Kelly, Munroe, McBride, Mitchell, Taylor, and Mr. President—13.

Nays—None.

So the resolution was adopted.

Mr. Mitchell, from Committee on Corporations, reported an amendment to

H. B. No. 100, To regulate Wharves.

H. B. No. 59, To prevent Usury,

With amendments reported by the Committee on Judiciary,
Was read third time.

On motion, to adopt said amendment,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Chrisman, Grim, Greenwood, Kelly, Mitchell, Mr. President—6.

Nays—Messrs. Ballard, Curl, Drew, Fitzhugh, Munroe, Taylor, McBride and Wagner—8.

So the amendment was lost.

On motion of Mr. Kelly, to indefinitely postpone the bill.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Greenwood, Kelly—3.

Nays—Messrs. Ballard, Curl, Drew, Fitzhugh, Grim, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—11.

So the Senate refused to indefinitely postpone the bill.

On motion of Mr. McBride, the bill was referred to Committee of the Whole.

On motion of Mr. McBride, the Senate resolved itself into Committee of the Whole, to consider the Usury bill.

After remaining therein for a time, the Committee rose, and reported back to the Senate with amendments.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 15.

MR. PRESIDENT : I am instructed by the Speaker to inform to inform you that the House has passed

H. B. No. 49, To regulate salaries of County Judges.

Which is herewith transmitted for your concurrence.

S. T. CHURCH, *Chief Clerk*.

Message from the House :

HOUSE OF REPRESENTATIVES, Oct. 15.

MR. PRESIDENT : I am instructed by the Speaker to inform you that the House concurs in

S. J. R. No. 15, *Resolved by the Senate, the House concurring*, That the two Houses go into Joint Convention in the Hall of the House of Representatives, on Thursday, 16th inst., at 3 o'clock, P. M., for the purpose of electing one State Librarian, three Pilot Commissioners, and such other officers necessary to be elected by this Legislative Assembly.

Which is herewith returned.

S. T. CHURCH, *Chief Clerk*.

Mr. Drew offered S. J. R. No. 17, on which

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim,

Greenwood, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the resolution was adopted.

Mr. Grim, from Committee on Agriculture, reported
H. B. No. 47, An Act to encourage the growth of Tobacco,
Without amendment, and recommended its passage.

Which was read third time, and placed on its final place.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Mitchell, and Mr. President—8.

Nays—Messrs. Ballard, Chrisman, Munroe, McBride, Taylor and Wagner—6.

So the bill was lost.

Mr. Drew, from Committee on Ways and Means, reported as follows :

MR. PRESIDENT : Your Committee, to whom was referred

H. B. No. 65, An Act relating to Assessors,

Would beg leave to report the bill back without amendment, and recommend its passage.

J. W. DREW, *Chairman*.

H. B. No. 65, was read third time, and placed upon its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Carl, Drew, Grim, Hovey, McBride, Taylor, Wagner—9.

Nays—Messrs. Fitzhugh, Greenwood, Kelly, Munroe, Mitchell and Mr. President—6.

So the bill passed.

The President announced that he had signed H. B.'s Nos. 69, 79, 62, 55, 6 and 29.

Mr. Grim, from Committee on Enrolled Bills, ask leave to report

S. B. No. 19, Relative to acceptance, by State, of various lands donated by Congress of the United States, and location of the same by the Governor,

S. B. No. 46, For the recovery of property carried off by high water,

S. M. No. —, Asking that Oregon and Washington be made a Military Department,

S. J.—19

S. J. R. No. 6, In favor of Military Post at Klamath Lake,
 S. J. R. No. 2, In regard to mail routes from Jacksonville to
 Crescent City,
 S. J. R. No. 12, Commissioners on Insane Asylum,
 S. J. R. No. 11, Complimenting Gen. Joseph Hooker,
 S. J. R. No. 4, Instructing Committee on Military Affairs,
 S. J. R. No. 7, Fixing a time after which no bills should be
 introduced,
 As truly enrolled.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 15.

MR. PRESIDENT : I am directed by the Speaker of the House
 to inform you that he has signed

H. B. No. 6, An Act to provide for taking up and disposal of
 Estrays,

H. B. No. 29, An Act to Regulate Marriages,

H. B. No. 55, An Act to prevent the spread of contagious dis-
 eases among domestic animals.

H. B. No. 62, To Tax Negroes, Chinamen and Kanakas,

H. B. No. 69, To purchase Safes for use of State Treasurer and
 Secretary of State,

H. B. No. 79, Relative to Pilotage on the Columbia and Wil-
 lamette rivers,

Which are herewith returned for your signature.

S. T. CHURCH, *Chief Clerk.*

H. B. No. 91, Consolidating Umpqua and Douglas counties,

Was read third time and placed on its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Greenwood,
 Grim, Hovey, McBride, Mitchell and Wagner—10.

Nays—Messrs. Fitzhugh, Munroe, Taylor, Mr. President—4.

So the bill passed.

On motion, the Senate adjourned.

EVENING SESSION.

Senate met pursuant to adjournment.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 15.

MR. PRESIDENT : I am directed by the Speaker of the House
 to inform you that the House has passed

H. B. No. 74, An Act to amend incorporation of Jacksonville,
 H. B. No. 76, An Act making United States Legal Tender
 Treasury Notes a legal tender for all debts and taxes,

H. B. No. 87, An Act to repeal section 22 of An Act to protect Chinamen mining in Oregon,

H. B. No. 109, An Act to increase the revenue of the State,

H. B. No. 110, An Act to provide for the ordinary expenses of the State Government and other general and specific appropriations,

H. B. No. 95, An Act to extend the corporate limits of the City of Corvallis,

H. B. No. 94, An Act to incorporate the City of Jacksonville,

H. B. 101, An Act regulating the Fire Department of the City of Portland,

H. B. No. 97, An Act to provide for holding Circuit and County Courts,

S. T. CHURCH, *Chief Clerk.*

S. B. No. 46 read third time, and placed on its final passage,
 The yeas and nays were demanded, and resulted as follows:

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Mitchell, Taylor, Wagner, Mr. President—12.

Nays—Mr. McBride—1.

So the bill passed.

Mr. McBride made report on

S. B. No. 45, Relative to Penitentiary,

Recommending amendment—an additional section,

On motion, amendment was adopted, and the bill ordered engrossed and read third time to-morrow.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 15.

MR. PRESIDENT : I am instructed by the Speaker to inform you that the House has passed

H. B. No. 102, An Act to prescribe the oath of office unto certain persons,

H. B. No. 115, An Act to amend An Act to create the county of Multnomah,

H. B. No. 99, An Act relating to gambling,

H. B. No. 73. An Act to provide for auditing the civil debt of the Provisional Government,

H. B. No. 111, An Act for the relief of Samaritan Lodge, I. O. O. F., in Portland,

H. B. No. 108, An Act to amend An Act entitled An Act to regulate the Treasury Department,

H. B. No. 114, An Act to amend An Act to incorporate the City of Portland,

H. B. No. 113, An Act for the relief of H. L. Pittock,

Which are herewith transmitted for your concurrence; also, that the House concurs in S. J. R. in relation to suspending Joint Rule No. 11.

S. T. CHURCH, *Chief Clerk.*

H. B. No. 97, Relating to time of holding Circuit Courts,
Was read first time,

On motion to suspend rules, and read bill second time by title,
The yeas and nays being demanded, resulted as follows:

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill was read second time, by title.

On motion to suspend rules, and read third time, now,
The yeas and nays being demanded, resulted as follows:

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Wagner and Mr. President—13.

Nays—None.

So the bill was read third time, and placed on its final passage.
The yeas and nays were demanded, and resulted as follows:

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Wagner and Mr. President—13.

Nays—None.

So the bill passed.

Mr. Grim reported S. B. 26, as being correctly enrolled.

H. B. No. 109, To increase State revenue,
Was read first time.

On motion of Mr. McBride, to suspend rules, and read second time, by title,

The yeas and nays being demanded, resulted as follows:

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read second time, by title.

Mr. Drew offered an amendment, which was adopted.

On motion, to suspend rules and read third time, now,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, McBride, Munroe, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill was read third time, and placed on its final passage, The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill passed.

H. B. No. 110, Relating to appropriations,

Was read a first time.

On motion, to suspend rules and read second time, by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read second time by title, and,

On motion, referred to Committee on Ways and Means.

H. B. No. 108, Regulating Treasury Department,

Was read first time.

On motion, to suspend rules and read second time, by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read second time, by title.

On motion, to suspend rules and read third time, now,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read third time, and placed on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor Wagner and Mr. President—14.

Nays—None.

So the bill passed.

H. B. No. 98, To adjudicate claims against the State and the Territory,

Was read first time, and

On motion to suspend rules and read second time by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill was read second time by title, and

On motion to suspend rules and read third time now,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—Messrs. Chrisman and McBride—2.

So the bill was read third time, and placed on its final passage,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Kelly, Mr. President—5.

Nays—Messrs. Chrisman, Fitzhugh, Greenwood, Grim, Hovey, Munroe, McBride, Mitchell, Taylor and Wagner—10.

So the bill was lost.

H. B. No. 70, Relief of Waller and Geer,

Was read first time, and

On motion to suspend rules, and read the bill second time,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Munroe, McBride, Taylor, Wagner and Mr. President—12.

Nays—None.

So the bill was read second time, and referred to Committee on Claims.

H. B. No. 49, was read first time, and

On motion, to suspend rules, and read second time, by title,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read second time by title.

Mr. McBride moved to amend by reducing salary of Josephine County Judge from \$800 to \$500 ; which, after considerable discussion, was adopted.

Mr. Kelly, moved to amend by increasing salary of County Judge of Baker county, from \$600 to \$800 ; which was adopted.

On motion to suspend rules and read third time now,

The yeas and nays being demanded, resulted as follows :

Yeas—Ballard, Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, Wagner and Mr. President—15.

Nays—None.

So the bill was read third time, and placed on its final passage.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Fitzhugh, Grim, Hovey, Kelly, Munroe, McBride, Taylor, Wagner and Mr. President—12.

Nays—Messrs. Chrisman, Greenwood, Mitchell—3.

So the bill passed.

Message from the Governor :

Gentlemen of the Senate :

I have approved and signed the following bills :

S. B. No. 26, Relating to Public Administrators,

S. B. No. 19, To provide for the location of public lands donated to this State,

S. B. No. 13, Providing for the working of Public Roads and Highways.

(Signed)

ADDISON C. GIBBS,
Governor of Oregon.

Executive Office, Oct. 15, 1862.

On motion of Mr. Kelly, the Senate went into Committee of the Whole.

Mr. Kelly in the Chair.

After remaining therein for a time, the Committee rose, and reported progress on the Apportionment Bill, and asked leave to sit again.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 15.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that the House has receded from its amendments to S. B. No. 25, in relation to striking out the word " State," and insert " County."

The bill is herewith returned for enrollment.

S. T. CHURCH, *Chief Clerk.*

Message from the House :

HOUSE REPRESENTATIVES, Oct. 15.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that he has signed S. B's 13, 19 and 26, which are herewith returned.

S. T. CHURCH, *Chief Clerk.*

Message from the House :

HOUSE REPRESENTATIVES, Oct. 15.

MR. PRESIDENT : I am instructed by the Speaker to inform you that the House concurs in Senate amendment to

H. B. No. 17, For relief of B. F. Bonham.

S. T. CHURCH, *Chief Clerk.*

Message from the House :

HOUSE OF REPRESENTATIVES, Oct. 15.

MR. PRESIDENT : I am instructed by the Speaker to inform you that the House concurs in the adoption of S. J. R. 9,

Which is herewith returned.

Also, that they have indefinitely postponed S. J. R. 10,

Which is herewith returned.

S. T. CHURCH, *Chief Clerk.*

On motion, Senate adjourned.

THURSDAY, OCTOBER, 16, 1862.

Senate met pursuant to adjournment.

Journal read and approved.

On motion, leave of absence was granted Mr. McBride, as he was anxious to leave for the States on Monday next.

On motion of Mr. Mitchell, the vote by which H. B. No. 98 was lost, was re-considered.

The question recurring on the final passage of the bill, The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Drew, Curl, Fitzhugh, Greenwood, Grim, Kelly, Mitchell, Taylor, Wagner and Mr. President—11.

Nays—Messrs. Chrisman, Munroe—2.

So the bill passed.

On motion of Mr. Drew, the Senate went into Committee of the Whole on the Appropriation Bill.

After remaining therein for a time, the Committee rose, and reported the same back, with certain amendments.

On motion, to give Multnomah county two Senators.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Drew, Greenwood, Hovey, Munroe, Mitchell, Wagner and Mr. President—7.

Nays—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Grim, Kelly, Taylor—7.

So the amendment was lost.

On motion of Mr. Drew, to suspend the rules, and read H. B. No. 64, An Act to organize the militia,
First time by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Taylor, Wagner and Mr. President—13.

Nays—None.

So the bill was read first time by title,

On motion to suspend rules, and bill second time by title.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read second time by title, and laid on the table.

Mr. Kelly, from Special Committee on University Lands, reported the same back to the Senate.

Message from the House :

HOUSE REPRESENTATIVES, Oct 16.

MR. PRESIDENT : I am directed by the Speaker of House to
S. J.—20

inform you that he has signed S. J. R's 2, 4, 5, 6, 7, 11, 12 and 13. Which are herewith returned.

S. T. CHURCH, *Chief Clerk.*

H. B. No. 64 was then taken from the table, and read third time, and further consideration of the bill was deferred until 2 o'clock this afternoon.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 16.

MR. PRESIDENT: I am instructed by the Speaker to inform to inform you that the House has passed

H. B. No. 72, An Act relating to Common Schools,

H. B. No. 106, An Act to regulate traveling on the public highways,

H. B. No. 81. An Act to provide for electing Board of Auditors in Marion county,

Which are herewith transmitted for your concurrence.

S. T. CHURCH. *Chief Clerk.*

On motion to suspend rules and read H. B. No. 72 the first time by its title,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—12.

Nays—None.

So the bill was read first time by title, and

On motion to further suspend rules and read bill second time by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Grim, Greenwood, Munroe, Mitchell, Taylor, Wagner and Mr. President—11.

Nays—None.

So the bill was read second time by title.

Mr. Hovey offered to amend the bill ; which amendments were adopted.

On motion to suspend rules, and read bill third time,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Greenwood, Grim, Hovey, Kelly, Munroe, Mitchell, Wagner and Mr. President—12.

Nays—None.

So the bill was read third time, and placed on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Grim, Hovey, Mitchell, Taylor, Wagner and Mr. President—9.

Nays—Messrs. Chrisman, Fitzhugh, Kelly, Munroe—4.

So the bill passed.

The President announced that he had signed S. B. 33.

Mr. Grim, from Committee on Enrolled Bills, reported as correctly enrolled, S. J. R's Nos. 9, 15 and 17 ; also, S. B. 25.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 16.

MR. PRESIDENT : I am instructed by the Speaker of the House to inform you that the House has passed

S. B. No. 38, Relating to Escheats, &c.,

S. B. No. 30, Relating to slaughter houses,

Which are herewith transmitted for your consideration.

S. T. CHURCH, *Chief Clerk*.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 16.

MR. PRESIDENT : I am instructed by the Speaker to inform you that the House has passed

S. B. No. 44, To change the Judicial Districts of the State of Oregon,

S. B. No. 32, Relating to the returns of State Senator in certain cases,

S. B. No. 29, Relief of L. Besser, sub-Lessee Penitentiary,

S. B. No. 15, An Act relative to special partnerships,

S. B. No. 27, Relating to partition fences,

S. B. No. 33, Relating to payment of Code Commissioners,

S. B. No. 45, To provide for publication of Journals of this Session, and the distribution of the same,

S. B. No. 42, Supplemental to An Act to provide a Code of Civil Procedure, and to repeal certain Acts and sections of Acts in conflict therewith,

All of which are herewith returned for enrollment.

S. T. CHURCH, *Chief Clerk*.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 16.

MR. PERSIDENT : I am directed by the Speaker of the House to inform you that the House has adopted

H. J. R. No. 13, In relation to light houses on the coast of Oregon,

H. J. R. No. 14, In relation to the extensions of land surveys in Oregon,

Which are herewith transmitted for your concurrence ; also, that the House concurs in S. J. R. No. 16, which is herewith returned.

S. T. CHURCH, *Chief Clerk.*

On motion, the Senate adjourned.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

Absent—Messrs. Holton and McBride, excused and gone home.

The Senate concurred in House amendments to

S. B. No. 30, Relative to slaughter houses,

Making the same to apply only to Multnomah county.

S. B. No. 16, An Act for the re-apportionment of State,

Was read third time, and placed on its final passage,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill passed.

S. B. No. 49, Relative to Penitentiary,

Was read third time, and placed on its final passage,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Curl, Grim, Greenwood, Mitchell and Mr. President—6.

Nays—Messrs. Chrisman, Drew, Fitzhugh, Kelly, Munroe, Hovey, Taylor, and Wagner—8.

So the bill was lost.

The order of the day for 2 P. M.,

H. B. No. 64, The Militia Bill,

Was then placed on its final passage,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard. Chrisman. Curl, Drew, Greenwood, Grim, Hovey, Kelly, Mitchell, Taylor, Wagner and Mr. President—12.

Nays—Messrs. Fitzhugh and Munroe—2.

So the bill passed.

S. B. No. 45, Locating State Penitentiary at Eola,
Was read third time, and placed on its final passage,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Drew, Fitzhugh, Hovey, Kelly, Munroe, Taylor and Wagner—8.

Nays—Messrs. Ballard, Curl, Greenwood, Grim, Mitchell and Mr. President—6.

So the bill was lost.

H. B. No. 7, Relating to auditing claims under the Provisional Government of Oregon,

Was read first time, and,

On motion to suspend rules and read second time by title,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—None.

So the bill was read second time by title.

On motion to suspend rules and read third time now,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—None.

So the bill was read third time, and placed on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Munroe, Kelly, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill passed.

S. B. No. 36, To regulate Penitentiary,

Was read third time and placed on its final passage.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Wagner and Mr. President—12.

Nays—Messrs. Chrisman, Taylor—2.

So the bill passed.

H. B. No. 113. An Act for the relief of H. L. Pittock.

Was read first time.

On motion to suspend rules and read second time by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

* *Nays*—None.

So the bill was read second time by title, and referred to Committee on Claims, with instructions to report on the same this afternoon.

H. B. No. 95. An Act to extend the corporate limits of the City of Corvallis,

Was read first time.

On motion to suspend rules, and read bill second time by title.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—None.

So the bill was read second time by title, and

On motion to suspend rules and read third time now,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read third time, and placed on its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—None.

So the bill passed.

The Committee on Enrolled Bills, beg leave to report :

S. B. No. 42, An Act supplemental to An Act to provide a Code of Civil Procedure, and to repeal certain Acts and sections of Acts in conflict therewith,

S. B. No. 45, An Act to provide for the publication of the laws and journals of this session of the Legislative Assembly, and their disposition,

S. B. No. 32, An Act to provide, in certain cases, for the return of votes cast for State Senators,

S. B. No. 15, An Act to provide for limited partnerships,

S. B. No. 46, An Act to change the judicial districts of the State of Oregon,

S. B. No. 38, An Act relating to Escheats,

S. B. No. 27. An Act to regulate partition fences,

As truly enrolled.

J. W. GRIM, *Ch'n.*

At 3 o'clock, P. M., the Senate met the House in Joint Convention, as provided by Joint Resolution, and balloted for three Pilot Commissioners, one Librarian, and three Commissioners to receive donations for the use of Insane and Idiotic persons, the result of which Convention will be found recorded in the Journals of the House proceedings.

Again convening, the Senate resumed the regular order of proceedings.

Mr. Drew, from Committee on Ways and Means, reported back H. B. No. 110, without amendment.

The Committee on Enrolled Bills, ask leave to report as truly enrolled,

S. B. No. 29, For relief of Luzerne Besser,

S. B. No. 37, Relating to Seat of Government,

S. B. No. 28, To provide for appraisement of property sold under execution,

J. W. GRIM, *Chairman.*

MR. PRESIDENT: Your committee, to whom was referred

H. B. No. 88, An Act granting right of way to W. S. Ladd, and others, to bring water into the city of Portland,

Recommend that the same do not pass.

J. H. MITCHELL, *Chairman.*

H. B. No. 115, An Act to amend An Act to create the county of Multnomah,

Was read first time.

On motion to suspend rules, and read second time, by title,
The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor and Wagner—13.

Nays—None.

So the bill was read second time, by title.

On motion to suspend rules, and read third time, now,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor—12.

Nays—None.

So the bill was read third time, and placed on its final passage.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor—12.

Nays—Mr. President—1.

So the bill passed.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 16.

MR. PRESIDENT : I am directed by the Speaker of the House
to inform you that the House has passed

S. B. No. 37, Relating to Seat of Government,

S. B. No. 28, To provide for the appraisement of property sold
under execution,

With amendments, which are herewith transmitted for your
consideration and concurrence.

S. T. CHURCH, *Chief Clerk*.

H. B. No. 110, An Act to provide for the ordinary expenses
of the State Government and other general and specific appro-
priations,

Was placed on its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor and Mr. President—13.

Nays—None.

So the bill passed.

House Memorial to ask surveys of land east of mountains, was
taken up, and

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor and Mr. President—13.

Nays—None.

So the memorial was adopted.

H. B. No. 88, Relative to Portland Water Works,
Was read third time, and placed on its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Grim, and Hovey—2.

Nays—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Greenwood, Kelly, Munroe, Mitchell, Taylor and Mr. President—11.

So the bill did not pass.

H. B. No. 114, An Act to amend An Act to incorporate the
City of Portland,

Was read first time.

On motion, to suspend rules and read second time, by title,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, Mitchell, Taylor and Mr. President—12.

Nays—None.

So the bill was read second time, by title.

On motion, to suspend rules and read third time, now,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, Mitchell, Taylor, and Mr. President—12.

Nays—None.

So the bill was read third time, and placed on its final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor and Mr. President—11.

Nays—None.

So the bill passed.

MR. PRESIDENT: Your committee to whom was referred

H. B. No. 70, Relief of Waller and Geer,

S. J.—21.

Report the same back without recommendation.

C. E. CHRISMAN. *Chairman.*

H. B. No. 70, thus reported, was read third time, and placed on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Fitzhugh, Greenwood, Grim, Hovey, Kelly, Taylor—6.

Nays—Messrs. Ballard, Chrisman, Curl, Drew, Munroe, Mitchell, Wagner and Mr. President—8.

So the bill was lost.

H. B. No. 107. was read third time, and placed on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—None.

So the bill passed.

On motion to read

H. B. No. 94, An Act to incorporate Eugene City,

First time, by title,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—None.

So the bill was read first time, by title.

On motion, to suspend rules and read second time, by title.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read second time, by title.

On motion, to suspend rules and read third time, now.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim,

Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read third time, and placed on its final passage, The yeas and nays were demanded, and resulted as follows.

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Munroe, Wagner and Mr. President—11.

Nays—Mr. Mitchell—1.

So the bill passed.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 16.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that he has signed S. J. R's 9, 15, 16 and 17,

Which are herewith returned ; also, that the House has failed to concur in Senate amendment to H. B. 109, which is herewith returned for your further consideration.

S. T. CHURCH, *Chief Clerk*.

On motion, the Senate receded from it amendment to H. B. No. 109, above mentioned.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 16.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that he has signed

H. B. No. 77, Relating to Elections,

H. B. No. 91, Consolidating Douglas and Umpqua county,

H. B. No. 90, An Act to incorporate the town of Albany,

H. B. No. 59, Relative to Usury,

H. B. No. 82, To protect Fair Grounds,

H. B. No. 65, Relating to Assessors,

H. B. No. 17, For relief of B. F. Bonham.

H. B. No. 37, An Act to regulate the rights of miners and farmers in mining districts,

H. B. No. 64, An Act to organize the militia,

Which are transmitted for your signature ; also,

S. B. No. 25, Relative to taking oath of allegiance upon drawing moneys from the public treasury.

Which is herewith returned.

S. T. CHURCH, *Chief Clerk*.

The President announced that he had signed H. B's 77, 91, 90, 59, 82, 65, 17 and 37 ; also, S. J. R's 9, 15, 16 and 17.

On motion, Senate adjourned.

EVENING SESSION.

Senate met pursuant to adjournment.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 16.

MR. PRESIDENT : I am instructed by the Speaker of the House to inform you that the House has passed

S. B. No. 17, For relief of Wasco county,

S. B. No. 43, An Act to fix the times and place for holding the Supreme Court,

With amendments, which is herewith transmitted for your concurrence. Also,

H. B. No. 112, An Act to provide for a board of county commissioners for Polk county,

Also, that the House concurs in the Senate amendments to H. B. No. 46.

S. T. CHURCH, *Chief Clerk.*

Message from the House :

HOUSE REPRESENTATIVES, Oct. 16.

MR. PRESIDENT : I am directed by the Speaker to inform you that the House has adopted the accompanying

H. J. R. No. 15, In relation to requiring General Wright to station an additional company of soldiers at Camp Baker,

Which is herewith transmitted for your concurrence.

S. T. CHURCH, *Chief Clerk.*

On motion to adopt H. J. R. No. 15,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, and Mr. President—13.

Nays—None.

So the resolution was adopted.

On motion to adopt H. J. R. No. 13,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Mr. President—12.

Nays—None.

So the resolution was adopted.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 16.

MR. PRESIDENT : I am instructed by the Speaker to inform you that the House has passed

S. B. No. 16, with the following amendments.

S. B. No. 46, For the recovery of property carried off by high water.

With an amendment by string out last section.

Also, that the House has receded from its amendment of

S. B. No. 30, by striking out "twenty rods," and insert "ten rods."

Also, that the House concurs with Senate amendments in striking out opposite Josephine county "\$800 00," and inserting "\$500 00"; and striking out opposite Baker county "\$600 00." and inserting "\$800 00."

Which are herewith returned for enrollment.

S. T. CHURCH, *Chief Clerk.*

House amendment to S. B. No. 28, were then taken into consideration, and the Senate failed to concur.

Message from the Governor :

Gentlemen of the Senate :

I have approved and signed the following Senate Bills :

S. B. No. 33, Relating to payment of Code Commissioners.

S. B. No. 25. A bill requiring the oath of allegiance in certain cases,

ADDISON C. GIBBS,

Governor of Oregon.

Executive Office, Salem, Oct. 16. 1862.

Mr. Chrisman, from Committee on Claims, reported H. B. No. 113, without recommendation.

H. B. No. 113, An Act for the relief of H. L. Pittock,

Was read third time, and placed on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Curl, Greenwood, Hovey, Kelly and Mr. President—6.

Nays—Messrs. Chrisman, Drew, Fitzhugh, Grim, Munroe, Mitchell and Taylor—7.

So the bill was lost.

H. B. No. 94, Jacksonville incorporation.

Was read first time, and,

On motion to suspend rules and read second time by title.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Munroe, Kelly, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read second time by title.

On motion to suspend rules and read third time now.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read third time, and placed on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Hovey, Kelly, Munroe, Taylor, Wagner and Mr. President—12.

Nays—Messrs. Greenwood and Mitchell—2.

So the bill passed.

H. B. No. 81 was read first time, and

On motion to suspend rules, and read second time, by title.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read second time, by title.

On motion to suspend rules, and read third time, now,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read third time, and placed on its final passage.

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill passed.

H. B. No. 99, An Act relating to gambling,
Was read first time, and
On motion to suspend rules, and bill second time by title,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Drew, Fitzhugh, Grim, Greenwood,
Hovey, Kelly, Munroe, Taylor, Wagner and Mr. President—11.

Nays—Messrs. Chrisman, Curl and Mitchell—3.

So the bill was read second time by title, and
On motion to suspend rules and read third time now,
The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Fitzhugh, Grim, Greenwood, Hovey,
Taylor, Wagner and Mr. President—8.

Nays—Messrs. Chrisman, Curl, Drew, Kelly, Munroe and
Mitchell—6.

So the motion was lost.

H. B. No. 92, Relating to mining property, &c.,
Was read third time, and placed on final passage,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim,
Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner
and Mr. President—14.

Nays—None.

So the bill passed.

H. B. No. 100, An Act in relation to Wharves,
Was read third time, and placed on its final passage,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Grim, Green-
wood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and
Mr. President—13.

Nays—None.

So the bill passed.

H. B. 101, An Act regulating the Fire Department of the City
of Portland.

Was read first time.

On motion, to suspend rules, and read second time, by title,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Greenwood,
Grim, Fitzhugh, Hovey, Kelly, Munroe, Mitchell, Wagner—12.

Nays—Mr. Taylor and Mr. President—2.

So the bill was read second time by title, and,
Referred to Committee on Corporations.

H. B. No. 106, An Act to regulate traveling on the public highways,

Was read first time.

On motion to suspend rules and read bill second time by title,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, Mitchell, Wagner and Mr. President—12.

Nays—Mr. Taylor—1.

So the bill was read second time by title.

On motion to suspend rules, and read bill third time,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Munroe, Mitchell, Wagner and Mr. President—11.

Nays—Messrs. Kelly, Taylor—2.

So the bill was read third time, and placed on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Drew, Greenwood, Grim, Hovey, Mitchell, Taylor, Wagner and Mr. President—9.

Nays—Messrs. Ballard, Curl, Fitzhugh, Kelly, Munroe—5.

So the bill passed.

H. B. No. 112, County Commissioners, Polk County,
Was read a first time.

On motion to suspend rules and read second time by title,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read second time by title, and

On motion to suspend the rules and read third time now,
The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read third time, and placed on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—None.

So the bill passed.

H. B. No. 87, An Act to repeal section 22 of An Act to protect Chinamen mining in Oregon,

Was read a first time.

On motion to suspend rules, and read bill second time by title, The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read second time by title.

On motion to further suspend rules, and read third time, now, The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—None.

So the bill was read third time, and placed on its final passage.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—None.

So the bill passed.

Mr. Mitchell made report, with amendment to H. B. 101, Which was adopted.

On motion to suspend rules, and read third time, now,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—None.

S. J.—22

So the bill was read third time and placed on its final passage.
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—None.

So the bill passed.

Mr. Grim reported S. B's 30, 28, 46 and 17, correctly enrolled.

H. B. No. 111, An Act for the relief of Samaritan Lodge, I. O. O. F., in Portland,
Was read first time.

On motion to suspend rules, and read second time, by title,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Mitchell, Munroe, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read second time, by title.

On motion to suspend the rules and read third time now,
The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read third time, and placed on its final passage.
The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill passed.

H. B. No. 76, An Act making United States Legal Tender Treasury Notes a legal tender for all debts and taxes,
Was read a first time.

On motion to suspend rules and read second time by title,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill was read second time by title, and
An amendment offered by Mr. Kelly was adopted.
On motion, to suspend rules and read third time, now,
The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Greenwood, Grim, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—13.

Nays—None.

So the bill was read third time, and placed on its final passage,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Grim, Greenwood, Hovey, Mitchell and Wagner—8.

Nays—Messrs. Chrisman, Fitzhugh, Kelly, Munroe, Taylor and Mr. President—6.

So the bill did not pass.

H. B. No. 102, An Act to prescribe the oath of office unto certain persons,

Was read first time.

On motion, to suspend rules and read second time, by title,
The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Munroe, Mitchell, Taylor Wagner and Mr. President—13.

Nays—Mr. Kelly—1.

So the bill was read second time, by title.

On motion of Mr. Kelly, was indefinitely postponed.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 16.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that he has signed

S. B. No. 46, An Act to change the judicial districts of the State of Oregon,

S. B. No. 32, An Act to provide, in certain cases, for the return of votes cast for State Senators,

S. B. No. 38, An Act relating to Escheats,

S. B. No. 27, An Act to regulate partition fences,

S. B. No. 15, An Act to provide for limited partnerships,

S. B. No. 29, For relief of Luzerne Besser,

S. B. No. 28, To provide for appraisement of property sold under execution,

S. B. No. 42, An Act supplemental to An Act to provide a Code of Civil Procedure, and to repeal certain Acts and sections of Acts in conflict therewith,

S. B. No. 45, An Act to provide for the publication of the laws and journals of this session of the Legislative Assembly, and their disposition,

Which are herewith returned for your signature.

S. T. CHURCH, *Chief Clerk.*

Senate concurred in House amendments to S. B. No. 16.

On motion to suspend rules, and read

H. B. No. 93, An Act in relation to Telegraph Lines,

First time, by title,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Grim, Hovey, Munroe, Mitchell, Taylor, Wagner and Mr. President—11.

Nays—None.

So the bill was read first time, by title.

On motion, to suspend rules and read second time, by title,

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Grim, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—12.

Nays—None.

So the bill was read second time, by title.

House amendments to S. B. No. —, were taken up and concurred in.

H. B. No. 103, Relief Matheny and Wright,

Was read first time.

President announced that he had signed H. B's 56, 46, 108, 98, 49 and 72.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 16.

MR. PRESIDENT : I am instructed by the Speaker to inform you that the House concurs in Senate amendment to

H. B. No. 72, An Act relating to Common Schools.

Also, that the Speaker has signed

H. B. No. 56, An Act to provide for Inspecting Salmon,

H. B. No. 46, Relating to building of bridges,

H. B. No. 108, An Act to amend An Act entitled An Act to regulate the Treasury Department,

H. B. No. 98, An Act to provide for adjudication of Claims against the Territorial Government of Oregon,

H. B. No. 49, To regulate salaries of County Judges,

H. B. No. 72, Relating to Common Schools,

Which are herewith returned for your signature.

S. T. CHURCH, *Chief Clerk.*

Message from the House :

HOUSE REPRESENTATIVES, Oct. 16.

MR. PRESIDENT: I am instructed by the Speaker to inform to inform you that the House has passed

S. B. No. 34, To provide for the location of the Agricultural College, -

With amendments, which are herewith transmitted for your concurrence. Also.

H. B. No. 103, For relief of Matheny and Wright,

S. B. No. 36, To regulate the Penitentiary,

With amendment, which are returned for your concurrence.

S. T. CHURCH, *Chief Clerk.*

On motion, the Senate adjourned.

FRIDAY, OCTOBER 17, 1862.

Senate met pursuant to adjournment.

Absent—Messrs. Holton and McBride, excused.

Journal was read and approved.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 16.

MR. PRESIDENT: I am directed by the Speaker of the House to inform you that he has signed H. J. R's 1, 2, 3, 4, 6, 7, 8, 9, 11, 12, 13 and 14.

Which are herewith transmitted for your signature.

S. T. CHURCH, *Chief Clerk.*

Message from the House :

HOUSE REPRESENTATIVES, Oct. 16.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that he has signed

S. B. No. 30, Relative to slaughter houses,

S. B. No. 46, For the recovery of property carried off by high water,

S. B. No. 17, Relief of Wasco County,

S. B. No. 37, Relating to Seat of Government,

S. B. No. 28, Relating to —,

Which are herewith returned.

S. T. CHURCH, *Chief Clerk.*

H. B. No. 93, Relating to telegraph line,

Was read third time, and placed on final passage,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the bill passed.

Mr. Hovey offered

S. J. R. No. 18, To inform the Governor that this Legislature will adjourn at 3, p. m., this day.

Upon which resolution,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—14.

Nays—None.

So the resolution was adopted, and

The President appointed Mr. Hovey, to act on said committee.

House amendments to

S. B. No. 34, Relating to Agricultural Colleges,

Was taken up, and

On motion, the Senate concurred in the same.

H. B. No. 50 was taken up, and the first amendment offered by Mr. Kelly, was adopted.

Second amendment, also by Mr. Kelly, was adopted.

And being placed on its final passage,

The yeas and nays were demanded, and resulted as follows.

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Kelly, Munroe and Mr. President—10.

Nays—Messrs. Hovey and Mitchell—2.

So the bill passed.

H. B. No. 99 was read third time and placed on final passage, The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Drew, Grim, Greenwood, Hovey, Wagner and Mr. President—7.

Nays—Messrs. Chrisman, Curl, Fitzhugh, Kelly, Munroe and Mitchell—6.

So the bill was lost.

H. J. R. No. 15, Complimentary to Gen. Alvord,

Was read, and voted on as follows :

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Curl, Drew, Grim, Greenwood, Hovey, Mitchell, Wagner and Mr. President—10.

Nays—Messrs. Chrisman, Fitzhugh, Munroe—3.

So the resolution was adopted.

H. B. No. 103, Relief Matheny & Wright,

Was read first time, and

On motion, to suspend rules and read third time, now.

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, Mitchell, Taylor, Wagner and Mr. President—12.

Nays—None.

So the bill was read third time, and placed on its final passage, The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Ballard, Chrisman, Curl, Drew, Greenwood, Grim, Hovey, Kelly, Mitchell, Wagner and Mr. President—11.

Nays—Messrs. Fitzhugh and Munroe—2.

So the bill passed.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 17.

MR. PRESIDENT: I am directed by the Speaker of the House to inform you that the House has indefinitely postponed

S. B. No. 40, To pay the irregular services rendered, in procuring conviction of James Wallar,

Also, that the House recedes from its amendment to
S. B. No. 43, An Act to fix the times and place for holding the
Supreme Court,

Also, that the House concurs in
S. J. R. No. 18, In relation to Joint Committee to wait upon
the Governor,

And has appointed on said Committee Messrs. Wilcox and
Van Dyke.

Also, that the House has adopted
H. J. R. No. 15, In relation to tendering thanks of the Legis-
lative Assembly to Brigadier General Alvord, &c.

Which are transmitted for your concurrence.

S. T. CHURCH, *Chief Clerk.*

Message from the House :

HOUSE REPRESENTATIVES, Oct 15.

MR. PRESIDENT: I am directed by the Speaker of House to
inform you that he has signed

H. B. No. 107, An Act incorporating Clackamas River Bridge
Company,

H. B. No. 45. To create the county of Multnomah,

H. B. No. 97, An Act to provide for holding Circuit and
County Courts.

H. B. No. 109, An Act to increase the revenue of the State,

H. B. No. 73. An Act to provide for auditing the civil debt of
the Provisional Government,

H. B. No. 110, An Act to provide for the ordinary expenses
of the State Government and other general and specific appro-
priations,

H. B. No. 95, An Act to extend the corporate limits of the
City of Corvallis,

Which are herewith transmitted for your signature.

S. T. CHURCH, *Chief Clerk.*

Mr. Drew offered memorial to Gen. Wright, upon which

The yeas and nays were demanded, and resulted as follows :

Yeas—Messrs. Chrisman, Curl, Drew, Fitzhugh, Greenwood,
Grim, Hovey, Kelly, Munroe, Mitchell, Wagner—11.

Nays—None.

So the resolution was adopted.

The President announced that he had signed H. B's 107, 45,
97, 109, 13, 110 and 95.

On motion, Senate adjourned.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

Mr. Grim, from Committee on Enrolled Bills, reported S. B's 36, 16, and S. J. R. 1, correctly enrolled.

Message from the Governor :

Gentlemen of the Senate :

I have approved and signed

S. B. No. 45, An Act to provide for the publication of the laws and journals of this session of the Legislative Assembly, and their disposition,

S. B. No. 17, Relief of Wasco County,

S. B. No. 46, An Act to change the judicial districts of the State of Oregon,

S. B. No. 38, An Act relating to Escheats,

S. B. No. 42, An Act supplemental to An Act to provide a Code of Civil Procedure, and to repeal certain Acts and sections of Acts in conflict therewith,

S. B. No. 15, An Act to provide for limited partnerships,

S. B. No. 27, An Act to regulate partition fences,

S. B. No. 46, For the recovery of property removed by high water,

S. B. No. 30, Relative to slaughter houses,

S. B. No. 92, An Act to provide, in certain cases, for the return of votes cast for State Senators,

(Signed)

ADDISON C. GIBBS,

Governor of Oregon.

Executive Office, Oct. 17, 1862.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 17.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that he has signed

H. B. No. 93, Relating to telegraph line,

H. B. No. 114, An Act to amend An Act to incorporate the City of Portland,

H. B. No. 100, An Act in relation to Wharves,

H. B. No. 94, To incorporate Eugene City.

H. B. No. 81. An Act to provide for electing Board of Auditors in Marion county,

H. B. No. 92, Relating to mining property, &c.,

S. J.—23.

H. B. No. 112, An Act to provide for a board of county commissioners for Polk county,

H. B. No. 106, An Act to regulate traveling on the public highways,

H. B. No. 103, For relief of Matheny and Wright,

H. B. No. 87, An Act to repeal section 22 of An Act to protect Chinamen mining in Oregon,

H. B. No. 74, An Act to amend incorporation of Jacksonville,

H. B. No. 111, An Act for the relief of Samaritan Lodge, I. O. O. F., in Portland,

H. B. No. 101, An Act to regulate the fire department of the city of Portland,

Which are herewith returned.

S. T. CHURCH, *Chief Clerk.*

Message from the House :

HOUSE REPRESENTATIVES. Oct. 16.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that he has signed S. J. R. 18, and S. B's 43 and 34, which are herewith returned ; also,

That the Speaker has signed H. J. R's 15, 16 and 17, which are transmitted for your signature.

S. T. CHURCH, *Chief Clerk.*

The President announced that he had signed H. B's 93, 114, 100, 94, 81, 92, 112, 106, 103, 87, 74, 111, 101, H. J. R's 15, 16, 17, S. B's 34, 43, and S. J. R. 18.

Mr. Kelly moved to reconsider the vote by which H. B. No. 76 was lost ; carried.

And offered amendment to the same ; which were adopted.

On the final passage of the bill,

The yeas and nays being demanded, resulted as follows :

Yeas—Messrs. Drew, Grim, Greenwood, Hovey, Kelly, Taylor, Wagner and Mr. President—8.

Nays—Messrs. Ballard, Chrisman, Curl, Fitzhugh, Munroe and Mitchell—6.

So the bill was lost.

Mr. Mitchell offered the following resolution :

Resolved, That the thanks of the Senate are due, are hereby rendered, to S. A. Clarke, Chief Clerk ; Wm. B. Daniels, Assistant Clerk ; Wiley Chapman, Enrolling Clerk ; R. A. Rarker, Sergeant-at-arms, and D. M. Field, Doorkeeper, for the prompt and efficient manner in which they have performed the duties of their respective offices, during the present session of the Legislative Assembly.

Mr. Hovey introduced the following resolution, which was adopted :

Resolved, That the hearty thanks of the Senate are due, and are hereby tendered to Hon. Wilson Bowlby, for the efficient and impartial manner in which he has presided over the deliberations of this body, during the present session of the Legislature.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 16.

MR. PRESIDENT : I am instructed by the Speaker to inform you that the House concurs in Senate amendments to

H. B. No. 101, Relative to fire department of the city of Portland,

H. B. No. 50, An Act to provide for the sale and disposition of land donated to Oregon for the establishment and endowment of a University,

S. T. CHURCH, *Chief Clerk*.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 71.

MR. PRESIDENT : I am directed by the Speaker of the House to inform you that he has signed

S. B. No. 36, To regulate the Penitentiary,

S. B. No. 16, An Act for the re-apportionment of State,

S. J. R. 1, and H. B. 50,

Which are herewith returned for your signature.

S. T. CHURCH, *Chief Clerk*.

The President announced that he had signed H. B. 50, S. B's 16 and 36, S. J. R's 1 and 18.

Message from the House :

HOUSE REPRESENTATIVES, Oct. 17.

MR. PRESIDENT : I am directed by the Speaker to inform you that the House has adopted the accompanying

S. J. R. No. 18, To inform the Governor that this Legislature will adjourn at 3, P. M., this day,

And that the Speaker has signed the same, which is herewith transmitted.

S. T. CHURCH, *Chief Clerk*.

Message from the Governor :

Gentlemen of the Senate :

I herewith return, without approval,

S. B. No. 29, For relief of Luzerne Besser.

My objections are, first : That a law has been passed, allowing such claims to be adjudicated in the Courts of this State.

Second: The commissioners named in the bill, respectfully decline to act, under the circumstances.

ADDISON C. GIBBS, *Governor of Oregon.*

Executive Office, Salem, Oct. 17, 1862.

The Senate reconsidered the vote by which S. B. No. 29 was passed, and the question being put: "Will the Senate pass the bill, notwithstanding the objections of the Governor?"

The yeas and nays were demanded, and resulted as follows:

Nays—Messrs. Ballard, Chrisman, Curl, Drew, Fitzhugh, Grim, Greenwood, Hovey, Kelly, Munroe, McBride, Mitchell, Taylor, and Mr. President—14.

Yeas—None.

So the Senate sustained the objections of the Governor.

Message from the Governor:

Gentlemen of the Senate:

I have approved and signed

S. B. No. 43, An Act to fix the times and place for holding the Supreme Court,

S. B. No. 34, To provide for the location of the Agricultural College, •

S. B. No. 36, To regulate the Penitentiary, of Oregon.

ADDISON C. GIBBS, *Governor of Oregon.*

Mr. Drew moved to reconsider the vote by which

H. B. No. —, Relief of Waller and Geer,

Was passed; which motion carried.

And being again put its final passage,

The yeas and nays were demanded, and resulted as follows:

Yeas—Messrs. Ballard, Drew, Grim, Hovey, Kelly, Taylor, Mitchell, Wagner and Mr. President—9.

Nays—Messrs. Chrisman, Curl, Fitzhugh and Munroe—4.

So the bill passed.

The President announced that he had signed H. B. 70.

Mr. Hovey, from the Joint Committee appointed to wait upon the Governor, reported as follows:

The Joint Committee appointed to wait upon His Excellency, the Governor, and inform him that both Houses would be ready to adjourn, *sine die*, at 3 o'clock, P. M., would report that they have performed that duty, and that the Governor has no further communication to make to this Legislative Assembly.

On motion Mr. Hovey, Senate adjourned, *sine die*.

I hereby certify that the foregoing is a correct Journal of the proceedings of the Oregon Senate, at the Second Regular Session, held from September 8th, to October 17th, inclusive.

S. A. CLARKE, *Chief Clerk.*

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